

**MEMORANDUM**

**TO:** David E. Miran, Jr., Ohio Department of Agriculture

**FROM:** Sophia Papadimos, Regulatory Policy Advocate

**DATE:** February 12, 2016

**RE:** **CSI Review – Revision of Handbook 44 (OAC 901:6-1-01)**

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (R.C.) § 107.54, CSI has reviewed the abovementioned administrative rules and associated Business Impact Analysis (BIA). This memo represents CSI's comments to the Agency as provided for in R.C. § 107.54.

**Analysis**

This rule package consists of one amended rule proposed by the Ohio Department of Agriculture (ODA). The draft rule was submitted to the CSI Office on January 20, 2016 and the public comment period was held open through February 10, 2016. No comments were received during this time.

The proposed rule is a subsection of the weights and measures section of the Ohio Administrative Code (OAC) and incorporates the National Institute of Standards and Technology Handbook 44 of 2016 into the OAC. The Handbook is a document containing calibrations and standard measurements for mechanisms involving weights and measures. It was created by the National Conference on Weights and Measures, a national conference that meets and updates the Handbook annually. The only amendment to the rule is updating the year of reference from 2015 to 2016.

In the BIA, ODA stated that no adverse impacts are created by the amendment. Since the rule is not being submitted for five-year review, only the amended language in the rule is analyzed by the CSI Office. The CSI Office agrees that the amended language does not create an adverse impact to business and therefore, the purpose of the rule is justified.

**Recommendations**

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

**Conclusion**

Based on the above comments, the CSI Office concludes that the Ohio Department of Agriculture should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc: Mark Hamlin, Lt. Governor's Office