



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Joseph Baker, Director

MEMORANDUM

TO: Alison Buzzard, Capitol Square Review and Advisory Board

FROM: Jacob Ritzenthaler, Business Advocate

DATE: March 8, 2024

RE: **CSI Review – Capitol Buildings or Grounds Use: General Rules and Requirements of a Permit (OAC 128-4-02)**

On behalf of Lt. Governor Jon Husted, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Board as provided for in ORC 107.54.

Analysis

This rule package consists of one no-change rule proposed by the Capitol Square Review and Advisory Board (CSRAB) as part of the statutory five-year review process. This rule package was submitted to the CSI Office on February 12, 2024, and the public comment period was held open through February 26, 2024. Unless otherwise noted below, this recommendation reflects the version of the proposed rule filed with the CSI Office on February 12, 2024.

Ohio Administrative Code 128-4-02 states that capitol buildings or grounds are available for use by the public and that certain activities require a person or group to obtain a permit. Activities that require a permit include activities designed to gather crowds of one hundred or more people, activities that may present a safety hazard to others or the capital building or grounds, and activities that include sound amplification equipment, structures, vehicles, banners, or signage attached to capitol facilities, or utilities. The rule is proposed without changes.

During early stakeholder outreach, CSRAB posted the proposed rule to its website and solicited feedback from permit holders and interested parties. No comments were received during that time or during the CSI public comment period.

77 SOUTH HIGH STREET | 30TH FLOOR | COLUMBUS, OHIO 43215-6117

CSIPublicComments@governor.ohio.gov

The business community impacted by the rule includes any entity seeking to use capitol buildings or grounds. The adverse impacts created by the rule include a \$50 permit application fee and completion of a one-page permit application that requires contact information, event information, guest counts, and event location information. CSRAB states that the adverse impacts are necessary to comply with statute and ensure that use of capitol buildings and grounds does not interfere with government business or threaten the safety of the public or government employees.

Conclusion

The CSI Office concludes that CSRAB should proceed in filing the proposed rule with the Joint Committee on Agency Rule Review.