

ACTION: ORIGINAL
FILED

DATE: 09/12/2002
03:20 PM

Rule Summary and Fiscal Analysis (Part A)

Department Of Aging

Agency Name

Division

Mike Laubert

Contact

50 West Broad St. 9th Floor Columbus OH 43215 - 614-752-9677 614-466-5741
3363

Agency Mailing Address (Plus Zip)

Phone

Fax

173-6-06

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Applicant Information and mailings..

RULE SUMMARY

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **Yes**

Bill Number: **SB261**

General Assembly: **124**

Sponsor: **Senator Carnes**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **173.02, 173.061**

5. Statute(s) the rule, as filed, amplifies or implements: **173.06, 173.061**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

This rule is being proposed for adoption in an effort to implement the prescription drug discount component of the Golden Buckeye program.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

The proposed rule indicates that the Department of Aging may maintain a database of information obtained by the Department from cardholders and describes restrictions that apply to the Department's use of cardholder information. The proposed rule also authorizes an administrator to maintain a database of information obtained from cardholders; establishes certain requirements that must be met before an administrator may establish and use such a database; places limits upon a providers use of such a database; and requires cardholder's to agree to opt-in to an administrator's plans for the use of the cardholder's data before the administrator can use personally identifiable information concerning a cardholder. Finally, the rule recognizes the General Assembly's decision to exempt certain records identifying cardholders from Ohio's public records law.

8. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Not Applicable.

9. 119.032 Rule Review Date:

(If you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: At time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

10. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on Revenues or Expenditures

\$ 0.00

This proposed rule will not change the Agency's projected budget during the current biennium.

11. Identify the appropriation (by line item etc.) that authorizes each expenditure

necessitated by the proposed rule:

Item: All expenditures of the Golden Buckeye program that are expected to be incurred by the Department are expected to be paid for with funds from line items 490-405 (Golden Buckeye Card) and 490-419 (Prescription Drug Discount Program).

Expenditure: The Department does not anticipate that there will be any expenses necessitated by this rule.

12. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Any administrator chosen to administer the prescription drug discount component of the Golden Buckeye program will incur costs to allow cardholders to opt-in to the administrator's program for the collection and use of cardholder specific information.

13. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

14. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**