

**Rule Summary and Fiscal Analysis (Part A)****Department of Education**

Agency Name

Division

**Matt DeTemple**

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**3301-25-03**

Rule Number

**AMENDMENT**

TYPE of rule filing

Rule Title/Tag Line

**One-year student monitor educational aide permit.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

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: **3301.07, 3319.088, 3319.22**

5. Statute(s) the rule, as filed, amplifies or implements: **3319.088**

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

Rules 3301-25-01 to -05, -07, and -08 of the Administrative Code are proposed to be amended pursuant to the requirements of five-year rule review. Section 3319.088 of the Revised Code requires the State Board of Education to adopt rules for the issuance and renewal of educational aide permits, which are issued at the request of employing school districts, and are valid for working with students under the supervision of a fully licensed educator and providing assistance with instructional tasks.

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:

Rule 3301-25-03 prescribes the requirements for obtaining a one-year student monitor educational aide permit. Changes to the rule include the addition of clarifying language.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

The rule references high school equivalence regulations prescribed by the superintendent of public instruction, which would not be considered generally available; however, the department's website, through which information regarding the exam is available, is provided for in the rule.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

The referenced material is subject to change outside the purview of this rule; therefore, it is more practical for those interested in obtaining the permit to be provided instruction on how to access the material directly on the department's website.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

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

*Not Applicable.*

12. 119.032 Rule Review Date: **11/3/2009**

(If the rule is not exempt and 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: If the rule is not exempt at the 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**

13. 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

This filing will not impact the agency's budget.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

NA

15. 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:

There is no cost of compliance with regard to this filing.

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

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