

Rule Summary and Fiscal Analysis (Part A)**Ohio Casino Control Commission**

Agency Name

Division

William Cox

Contact

**10 West Broad St. 6th Floor Columbus OH
43215-0000**

Agency Mailing Address (Plus Zip)

614-387-0482

Phone

Fax

William.Cox@casinocontrol.ohio.gov

Email

3772-4-02

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

Information that must be provided.**RULE SUMMARY**1. Is the rule being filed for five year review (FYR)? **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: **3772.03, 3772.11**5. Statute(s) the rule, as filed, amplifies or implements: **3772.03, 3772.11**

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

The purpose of the amendment is to remove the unnecessary requirement that renewal applicants must submit a detailed plan describing the casino facility and the economic impact of the facility, among other details, which were submitted by the operator upon initial licensure.

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:

This amendment mostly provides for housekeeping changes and the addition of the words #initial or new# before #applicant.# This change is intended to specify that a renewal applicant need not resubmit certain material to the Commission when it has already submitted that information in its initial application. Presently, the rule specifies the information that must be provided to the Commission for the issuance of an operator license.

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:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

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:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

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. If applicable, indicate each specific paragraph of the rule that has been modified:

Not Applicable.

12. Five Year Review (FYR) Date: **6/24/2016**

(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

N/A

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

N/A

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:

Detailed applications are common in the casino industry in every jurisdiction in which they operate. Because of this, the applicants already have dedicated staff to ensure these license requirements are met in each jurisdiction. Therefore, the cost to the operator submitting these instructions is nominal and built into their business model. The Commission does not anticipate an adverse impact on business from this amendment, as the changes are intended to remove unnecessary requirements for renewal applicants.

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**

S.B. 2 (129th General Assembly) Questions

18. Has this rule been filed with the Common Sense Initiative Office pursuant to R.C. 121.82? **Yes**

19. Specific to this rule, answer the following:

A.) Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? **Yes**

Pursuant to R.C. 3772.08, casino gaming shall only be conducted by licensed casino operators (governed by R.C. 3772.11, 3772.111, and Ohio Adm. Code 3772-4) or by a licensed management company (governed by R.C. 3772.11, 3772.111, and Ohio Adm. Code 3772-4) retained by a licensed casino operator.

B.) Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? **No**

C.) Does this rule require specific expenditures or the report of information as a condition of compliance? **Yes**

Although the rule, in its entirety, does require the report of information as a condition of compliance, the license application, the purpose of this amendment is to reduce the amount of information that must be provided. The amendment removes unnecessary requirements for renewal applicants. Therefore, there is no adverse impact on business or added cost of compliance related to this amendment; if anything, it positively impacts the regulated community.