

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4101:2-6-01
Rule Type: Amendment
Rule Title/Tagline: Duct systems.
Agency Name: Department of Commerce
Division: Board of Building Standards: Ohio Mechanical Code
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I. Rule Summary

1. Is this a five year rule review? No
 - A. What is the rule's five year review date? 11/1/2022
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 119.03
4. What statute(s) grant rule writing authority? 3781.10(A)
5. What statute(s) does the rule implement or amplify? 3781.10, 3781.11, 3791.04
6. What are the reasons for proposing the rule?

This rule is proposed to incorporate errata from the International Code Council (ICC), to respond to a Petition to change the code (Petition 17-01), and to delete a smoke damper exception in favor of a broader newer Ohio exception that allows the elimination of smoke dampers at shaft penetrations in fully sprinklered buildings.

7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.

This rule prescribes the requirements for ducts located in non-residential buildings.

Changes are proposed to the following sections: 607.1.1 (to modify the title), 607.4 (to specify the size of a damper access door), 607.5.2 (to correct a code reference), 607.5.5 (to delete exception #2)

8. **Does the rule incorporate material by reference? Yes**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**

The referenced standards are generally available to the affected parties. The referenced standards can easily be purchased from or viewed on websites of the standards making organization. The affected parties typically would be product manufacturers, design professionals, builders, and contractors. These parties would be expected to already own or have access to the standards in order to conduct their business of manufacturing, testing, designing, and installing the building systems and products.

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

11. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

0.00

Not applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

Damper access doors are already required in the rule. This proposed change is merely prescribing a minimum size and provides another option of removing a duct section to provide access. As a result, there should be no cost increase. One could argue that providing a larger access panel would decrease the time and cost of performing required inspections.

- 13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No
- 14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

III. Common Sense Initiative (CSI) Questions

- 15. Was this rule filed with the Common Sense Initiative Office? Yes
- 16. Does this rule have an adverse impact on business? No
 - A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
 - 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? No