

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4167-6-01

Rule Type: Amendment

Rule Title/Tagline: Recording and reporting occupational injuries and illnesses.

Agency Name: Public Employment Risk Reduction Program

Division:

Address: 30 West Spring Street Columbus OH 43215

Contact: Eva Dixon

Phone: 614-644-8346

Email: Eva.d.2@bwc.ohio.gov

I. Rule Summary

1. Is this a five year rule review? No

A. What is the rule's five year review date? 10/1/2028

2. Is this rule the result of recent legislation? Yes

A. If so, what is the bill number, General Assembly and Sponsor? HB 81 - 136
- Representative Brian Stewart

3. What statute is this rule being promulgated under? 119.03

4. What statute(s) grant rule writing authority? 4121.12, 4121.121, 4167.02, 4167.07

5. What statute(s) does the rule implement or amplify? 4167.11

6. Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires? No

A. If so, what is the citation to the federal law or rule? Not Applicable

7. What are the reasons for proposing the rule?

Chapter 4167 of the Revised Code establishes the Public Employment Risk Reduction Program (PERRP). R.C. 4167.02 requires the Administrator to enforce and operate

PERRP, and with the advice and consent of the Board of Directors, allows the Administrator to adopt rules pursuant to Chapter 119 of the Revised Code implementing PERRP, which are contained in Chapter 4167 of the Administrative Code.

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

This rule governs recording and reporting for occupational injuries and illnesses. House Bill 81 effective September 26, 2025, repealed R.C. 4167.25, 4167.27, and 4167.28. With the repeal of these statutes, the standards pertaining to public health care workers to reduce the exposure incidents that risk spreading bloodborne pathogens that standards that have been adopted federally by OSHA are applicable to PERRP under OAC 4167-3-03(B)(1)(r), and paragraph (G) of rule OAC 4167-3-05 is therefore proposed for deletion as redundant.

9. Does the rule incorporate material by reference? No

10. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.

Not Applicable

11. 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

12. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.

This will have no impact on revenues or expenditures.

\$0.00

No fiscal effects expected on current or future budgets.

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

There is no cost of compliance associated with the requirements of this rule to any of the affected entities.

- 14. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**
- 15. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**
- 16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

Not Applicable.

III. Common Sense Initiative (CSI) Questions

- 17. Was this rule filed with the Common Sense Initiative Office? No**
- 18. 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**
 - D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No**

IV. Regulatory Restriction Requirements under S.B. 9. Note: This section only applies to agencies described in R.C. 121.95(A).

- 19. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? Yes**

A. How many new regulatory restrictions do you propose adding to this rule?
0

B. How many existing regulatory restrictions do you propose removing from this rule? 3

4167-6-01(G) "In addition to injury and illness records required in this rule ..."

4167-6-01(G) "each public employer shall maintain ..."

4167-6-01(G) "Such records shall be maintained ..."

C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.

D. Please justify the adoption of the new regulatory restriction(s).

Not Applicable