

4167-7-01

Variances from Ohio public employment risk reduction standards.**(A) Pre-application process.**

Any public employer or group of public employers may request that the superintendent review a variance proposal to determine if the variance process is the appropriate action to pursue by the public employer.

- (1) The fee for the pre-application review is one hundred dollars.
- (2) The pre-application fee will be credited toward the application fee for the variance if, upon review, the superintendent determines that the variance process is appropriate.
- (3) A public employer's pre-application for a variance order must include:
 - (a) A certification that the public employer has informed the affected employees of the contemplated variance application by taking the following steps:
 - (i) Giving a copy of the application to the public employees' authorized representative, if any;
 - (ii) Posting the application in the same manner required under rule 4167-4-01 of the Administrative Code.
 - (b) The certification required by this paragraph must include a description of how employees have been informed of the application.

(B) Applications for variances and renewals of variances must be made in accordance with section 4167.09 of the Revised Code.

- (1) The initial application fee is one thousand dollars.
- (2) The renewal application fee is one hundred dollars.

(C) The superintendent shall grant variances ~~according to the standards set forth in~~ pursuant to section 4167.09 of the Revised Code.

Effective:

Five Year Review (FYR) Dates: 9/21/2018

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 4121.12, 4121.121, 4167.02
Rule Amplifies: 4167.09
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