

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 5101:4-1-13

**Rule Type:** Amendment

**Rule Title/Tagline:** Food assistance: availability of information, program administration, office operations, and income eligibility verification system information.

**Agency Name:** Department of Job and Family Services

**Division:** Division of Food Stamps

**Address:** OFC- 4200 E. 5th Ave., 2nd fl. L2-01 P.O. Box 183204 Columbus OH 43218-3204

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#### I. Rule Summary

1. Is this a five year rule review? Yes
  - A. What is the rule's five year review date? 10/14/2022
2. Is this rule the result of recent legislation? No
3. What statute is this rule being promulgated under? 111.15
4. What statute(s) grant rule writing authority? 5101.54
5. What statute(s) does the rule implement or amplify? 329.04, 329.042, 5101.54
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?

In accordance with section 106.03 of the Ohio Revised Code (ORC), each state agency is required to review each of its rules in the Ohio Administrative Code a minimum of once every five years.

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

This rule describes the requirements regarding the availability of information, program administration, office operations, and income eligibility verification system information. Changes to the rule include: Paragraph (A) was amended for clarity; New paragraph (A)(1)(b) was added to indicate federal regulations, procedures, policy memos, state plan of operations, and corrective action plan are to made available for review upon request; Old paragraph (A)(1)(b) to (A)(1)(b)(iv) was moved to new paragraph (A)(2) to (A)(2)(d), respectively; Old paragraph (A)(2) was moved to new paragraph (A)(3) and was amended for clarity; Paragraph (C)(1)(a) was amended to remove reference to Disability Financial Assistance (DFA); New paragraph (C)(1)(f) was added to indicate certain local educational agencies may be provided case file information without a written request; Paragraph (D) was amended with updated revision dates; Paragraph (E) was amended with updated revision dates; and Other minor changes for clarity.

**9. Does the rule incorporate material by reference? Yes**

**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.**

This rule incorporates one or more dated references to the U.S. Code. This question is not applicable to any dated incorporation by reference to the U.S. Code because such reference is exempt from compliance with RC 121.71 to 121.74 in accordance with RC 121.75(A)(2)(a).

This rule incorporates one or more dated references to a federal act or acts. This question is not applicable to any dated incorporation by reference to a federal act because such reference is exempt from compliance with RC 121.71 to 121.74 in accordance with RC 121.75(A)(2)(c).

This rule incorporates one or more dated references to the Code of Federal Regulations (CFR). This question is not applicable to any dated incorporation by reference to the CFR because such reference is exempt from compliance with RC 121.71 to 121.74 in accordance with RC 121.75(A)(2)(d).

This rule incorporates one or more references to another rule or rules of the Ohio Administrative Code. This question is not applicable to any incorporation by reference to another OAC rule because such reference is exempt from compliance with RC 121.71 to 121.74 pursuant to RC 121.75(A)(1)(d).

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

Not applicable.

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

No new costs.

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? 7

(A)(1): Required information to be made available:

(A)(1)(a): State agency certification handbooks shall be available for examination upon request at each local county agency.

(A)(1)(b): The following posters are required to be displayed in all county agencies:

(A)(2): When this material is made available, it shall be available in languages other than English as required in rule 5101:4-1-05 of the Administrative Code

(A)(2): and shall include the SNAP program nondiscrimination statement.

(A)(2): Required information to be made available.

(A)(2): the documentation required for completing applications;

- 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