

Rule Summary and Fiscal Analysis (Part A)**Department of Developmental Disabilities**

Agency Name

**Fiscal Administration and State-Operated
Services and Supports**

Division

Becky Phillips

Contact

**30 East Broad Street, 12th Floor Columbus OH
43215-3414**

Agency Mailing Address (Plus Zip)

(614) 644-7393

Phone

**(614)
644-5013**

Fax

becky.phillips@dodd.ohio.gov

Email

5123:1-8-01

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

**Conducting meetings of the Ohio developmental disabilities
council via interactive videoconference or teleconference.****RULE SUMMARY**1. Is the rule being filed for five year review (FYR)? **No**2. Are you proposing this rule as a result of recent legislation? **Yes**Bill Number: **HB286**General Assembly: **130**Sponsor: **Representatives
Sears and Letson**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: **5123.04, 5123.35**5. Statute(s) the rule, as filed, amplifies
or implements: **5123.04, 5123.35**

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

To implement House Bill 286 of the 130th General Assembly, which authorized members of the Ohio Developmental Disabilities Council to participate in Council meetings via interactive videoconference and teleconference.

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:

The rule authorizes members of the Ohio Developmental Disabilities Council to participate in Council meetings via interactive videoconference or teleconference; establishes requirements for conducting Council meetings via interactive videoconference or teleconference; and establishes a policy regarding the distribution of meeting-related documents to Council members, the public, and the media.

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:

(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

The rule authorizes members of the Ohio Developmental Disabilities Council to participate in Council meetings via interactive videoconference or teleconference. Implementation of the rule has the potential to increase or decrease expenditures based on the number of Council members that participate remotely.

Council meetings are conducted in Columbus. Council members who reside more than thirty miles from the meeting location and attend meetings in person are reimbursed for their actual mileage, meals, and lodging expenses. Once the rule is in effect, Council members who need a reasonable accommodation due to a disability or who reside more than thirty miles from the designated meeting location will be eligible to participate via interactive videoconference or teleconference. While members have expressed interest in remote participation, it is not known how many members will actually elect to participate via interactive videoconference or teleconference.

There is a cost associated with videoconferencing and teleconferencing. The Council will incur the cost of internet access for videoconferencing or the cost of the telephone, the line, and per-minute long-distance for teleconferencing. If only a few members participate in a Council meeting remotely, the cost of establishing videoconferencing or teleconferencing capability for that meeting may exceed the savings in mileage, meals, and lodging expenses for those members. If more members participate remotely, the cost of establishing videoconferencing or teleconferencing capability for that meeting will be less than the cost of reimbursing the members for mileage, meals, and lodging and yield an overall savings.

Based on the results of two prior pilot projects in which Council members participated in meetings via teleconference, it is anticipated that implementation of the rule will yield an overall decrease in expenditures of \$500 to \$800 per year. It is not anticipated that the rule will have an impact during the current biennium due to its projected effective date of May 7, 2015.

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

ALI 320-613

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:

Not applicable.

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? **No**

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? **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**

