



Common Sense Initiative

Mike DeWine, Governor
Jon Husted, Lt. Governor

Carrie Kuruc, Director

MEMORANDUM

TO: Michael Ryzmek, Ohio State Racing Commission

FROM: Paula Steele, Common Sense Initiative

DATE: February 28, 2019

RE: **CSI Review** – Chapter 2 Administrative Rules for Thoroughbred Horseracing (OAC 3769-2-01 through 3769-2-21, 3769-2-23 through 3769-2-28, 3769-2-30, 3769-2-32, 3769-2-33, 3769-2-35 through 3769-2-43 and 3769-2-99)

On behalf of Lt. Governor Jon Husted, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

Analysis

This rule package consists of forty-two no-change rules proposed by the Ohio State Racing Commission under the five-year rule review. The rule package was submitted to the CSI Office on September 25, 2018 and the public comment period was held open through October 26, 2018. No comments were received during that time.

The proposed Chapter 2 rules pertain to various administrative aspects related to thoroughbred racing rules including applications, permits, licensure, fees, video lottery sales agent employee licenses and more. The rule package also includes proposed internal administrative rules that do not create adverse impacts to business such as procedures to adopt rules and access to personal confidential information

According to the BIA, the draft rules were provided to industry stakeholders for input. No input was provided to change the draft rules.

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Recommendations

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Conclusion

Based on the above comments, the CSI Office concludes that the Ohio State Racing Commission should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.