

















Comparison of the questions on the Rule Management page in the new ERF system – old packages vs. new packages

August 7, 2017











Key:  = Wording of question for new packages varies from old packages
 = This is a new question  = This question is not included for new packages










OLD PACKAGES		NEW PACKAGES
If a package was created before August 21, 2017, it is considered “old”.		If a package is created on or after August 21, 2017, it is considered “new”.
Rule Detail (old and new)		
Question	Change?	Question
What statute(s) grant rule writing authority?		What statute(s) grant rule writing authority?
What statute(s) does the rule implement or amplify?		What statute(s) does the rule implement or amplify?
Prior Effective Dates: (filer manually enters prior effective dates)	No Change	Prior Effective Dates: (filer uses the Manage Prior Effective Dates feature)
Does this rule have a replacement line? (TIP: if a rule is OF- pending in an old package, if the filer has not yet answered the question, it will be set to No)	No Change	Does this rule have a replacement line?
If Yes, please list the rule number(s) this rule is replacing all or part of:	No Change	If Yes, please list the rule number(s) this rule is replacing all or part of:
Pursuant to R.C. <u>173.01(C)</u> , if adopted will this rule primarily affect persons sixty years of age or older? (If you indicate Yes, then this filing will be filed with the Ohio Department of Aging).	No Change	Pursuant to R.C. <u>173.01(C)</u> , if adopted will this rule primarily affect persons sixty years of age or older? (If you indicate Yes, then this filing will be filed with the Ohio Department of Aging).
Rule Summary And Fiscal Analysis (old) / RSFA Part A - General Questions (new)		
Is the rule being filed for five year review (FYR)?		Is this a five year rule review (FYR)?
Exempt checkbox	No Change	Exempt checkbox

<p>A. Currently exempt and intend to retain exemption (no next FYR date assigned upon final filing)</p> <p>B. Currently exempt but intend to remove exemption (assign next FYR date upon final filing)</p> <p>C. Currently not exempt but seeking exemption (no next FYR date assigned upon final filing)</p>	<p>No Change</p>	<p>A. Currently exempt and intend to retain exemption (no next FYR date assigned upon final filing)</p> <p>B. Currently exempt but intend to remove exemption (assign next FYR date upon final filing)</p> <p>C. Currently not exempt but seeking exemption (no next FYR date assigned upon final filing)</p>
<p>Review Date</p>		<p>What is the rule's five year review date?</p>
<p>Are you proposing this rule as a result of recent legislation?</p> <p>(TIP: if a rule is OF- pending in an old package, filer will be required to answer this question again if legislative information had not been entered)</p>		<p>Is this rule the result of recent legislation?</p>
<p>Bill Number:</p> <p>General Assembly Number:</p> <p>Bill Sponsor:</p>	<p>No Change</p>	<p>Bill Number:</p> <p>General Assembly Number:</p> <p>Bill Sponsor:</p>
<p>State the reason(s) for proposing (i.e., why you are filing,) this rule:</p>		<p>What are the reasons for proposing the rule?</p>
<p>Summarize the changes and the content of the proposed rule:</p>		<p>Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.</p>
<p>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:</p> <p>(TIP: filer answers this question one time while preparing the first revision or refiling)</p>		<p>If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.</p> <p>(TIP: filer answers this question while preparing each and every revision or refiling)</p>
<p>Estimate the total amount of the financial impact of the proposed rule during the current biennium.</p>		<p>As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.</p>
<p>What is the dollar amount for this estimate?</p>	<p>No Change</p>	<p>What is the dollar amount for this estimate?</p>
<p>Explain the net impact of the proposed changes to the budget of your agency/department.</p>		<p>Provide an explanation:</p>
<p>Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule</p>		


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 :		What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?
		Was a search conducted to determine if liability insurance, bond, or other financial responsibility instrument was readily available in the amounts required as a condition of licensure?

RSFA Part B – Local Governments (old) / RSFA Part B – Local Governments Questions (new)

Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? (Note: If you indicate Yes, an RSFA Part B is required.)		Does the rule increase local government costs? (If Yes, you must complete an RSFA Part B).
Select all that apply:		Does the rule increase costs for:
School Districts		Public School Districts
Counties		County Government
Townships		Township Government
Municipal Corporations		City and Village Governments
Please provide an estimate in dollars of the cost of compliance with the proposed rule for school districts, counties, townships, or municipal corporations. If you are unable to provide an estimate in dollars, please provide a written explanation of why it is not possible to provide such an estimate.		Please estimate the total cost, in dollars, of compliance with the rule for the affected local government(s). If you cannot give a dollar cost, explain how the local government is financially impacted.
		Is this rule the result of a federal government requirement?
If the proposed rule is the result of a federal requirement, does the proposed rule exceed the scope and intent of the federal requirement?		If Yes, does this rule do more than the federal government requires?
Please provide an estimate of, and justification for, the excess costs that exceed the cost of the federal requirement. In particular please provide an estimate of the excess costs that exceed the cost of the federal requirement of (a) school districts, (b) counties, (c) townships, and (d) municipal corporations		If Yes, what are the costs, in dollars, to the local government for the regulation that exceeds the federal government requirement?


Please provide a comprehensive cost estimate for the proposed rule that includes the procedure and method used for calculating the cost of compliance. This comprehensive cost estimate should identify all of the major cost categories including, but not limited to, (a) personnel costs, (b) new equipment or other capital costs, (c) operating costs, and (d) any indirect central service costs.		Please provide an estimated cost of compliance for the proposed rule if it has an impact on the following:
Summary of comprehensive costs:		
Personnel Costs:	 <i>colon is removed</i>	Personnel Costs
New Equipment or Other Capital Costs:	 <i>colon is removed</i>	New Equipment or Other Capital Costs
Operating Costs:	 <i>colon is removed</i>	Operating Costs
Any Indirect Central Service Costs:	 <i>colon is removed</i>	Any Indirect Central Service Costs
Other Costs:	 <i>colon is removed</i>	Other Costs
Please provide a written explanation of the agency's and the local governments' ability to pay for the new requirements imposed by the proposed rule.		Please explain how the local government(s) will be able to pay for the increased costs associated with the rule.
Please provide a statement on the proposed rule's impact on economic development		What will be the impact on economic development, if any, as the result of this rule?

Environmental Impact (old) / RSFA Part C - Environmental Impact Questions (new)


Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R.C. <u>121.39</u> ? (Note: If you indicated Yes, an Environmental Impact is required.)		Does the rule regulate environmental protection? (If Yes, you must complete an RSFA Part C).
Were organizations that represent political subdivisions, environmental interests, business interests, and other persons affected by the proposed rule or amendment consulted?	No Change	Were organizations that represent political subdivisions, environmental interests, business interests, and other persons affected by the proposed rule or amendment consulted?
If Yes, please list each contact. If No, please explain why affected organizations were not contacted:	No Change	If Yes, please list each contact. If No, please explain why affected organizations were not contacted:
Was documentation that is relevant to the need for, the environmental benefits or consequences of, other benefits of, and the technological feasibility of the proposed rule or amendment considered?	No Change	Was documentation that is relevant to the need for, the environmental benefits or consequences of, other benefits of, and the technological feasibility of the proposed rule or amendment considered?


If Yes, please list the information provided and attach a copy of each piece of documentation to this form (A Summary or index may be attached in Lieu of the actual documentation.) If No, please explain why information was not provided.	No Change	If Yes, please list the information provided and attach a copy of each piece of documentation to this form (A Summary or index may be attached in Lieu of the actual documentation.) If No, please explain why information was not provided.
Is the proposed rule or rule amendment being adopted or amended to enable the state to obtain or maintain approval to administer and enforce a federal environmental law or to participate in a federal environmental program?	No Change	Is the proposed rule or rule amendment being adopted or amended to enable the state to obtain or maintain approval to administer and enforce a federal environmental law or to participate in a federal environmental program?
Is the proposed rule or rule amendment more stringent than its federal counterpart?	No Change	Is the proposed rule or rule amendment more stringent than its federal counterpart?
What is the rationale for not incorporating the federal counterpart?	No Change	What is the rationale for not incorporating the federal counterpart?
If this is a rule amendment that is being adopted under a state statute that establishes standards with which the amendment is to comply, is the proposed rule amendment more stringent than the rule that it is proposing to amend?	No Change	If this is a rule amendment that is being adopted under a state statute that establishes standards with which the amendment is to comply, is the proposed rule amendment more stringent than the rule that it is proposing to amend?
Please Explain:	No Change	Please Explain:

RSFA - Adverse Impact Questions (old and new)






		Does this rule have an adverse impact on business?
Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business?	No Change	Does this rule require a license, permit or any other prior authorization to engage in or operate a line of business?
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 Change	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?
Does this rule require specific expenditures or the report of information as a condition of compliance?	No Change	Does this rule require specific expenditures or the report of information as a condition of compliance?

Common Sense Initiative (CSI) Tracking Numbers (old and new)

		
Is this rule subject to Common Sense Initiative (CSI) Office review? See R.C. 121.82 and 107.54 . Please view the Help link for guidance in answering this question, particularly for revised (RV) and refiled (RF) filings.		Was this rule filed with the Common Sense Initiative Office (CSI)? Please view the Help link for guidance in answering this question, particularly for revised (RV) and refiled (RF) filings.

<p>Because you have indicated this rule is subject to CSI review, you are required to enter a BIA tracking number below. Additionally, if you choose to include a CSI Recommendation, the Agency Memorandum of Response will be required. For guidance in entering CSI tracking numbers, please view this Help link.</p> <p>(TIP: this is explanatory text and doesn't require an answer)</p>		<p>Because you have indicated this rule is subject to CSI review, you are required to enter a BIA tracking number below. Additionally, if you choose to include a CSI Recommendation, the Agency Memorandum of Response will be required. For guidance in entering CSI tracking numbers, please view this Help link.</p> <p>(TIP: this is explanatory text and doesn't require an answer)</p>
<p>Select the CSI tracking number for the Business Impact Analysis (BIA) submitted to CSI for this filing:</p>	<p>No Change</p>	<p>Select the CSI tracking number for the Business Impact Analysis (BIA) submitted to CSI for this filing:</p>
<p>Will you be including a Recommendation from the Common Sense Initiative Office with this filing?</p> <p>(TIP: if a rule is OF- pending in an old package, this answer will be preset)</p>	<p>No Change</p>	<p>Will you be including a Recommendation from the Common Sense Initiative Office with this filing?</p>
<p>Pursuant to R.C. 121.82, if you received a Recommendation from the Common Sense Initiative Office for this rule, you must also file an Agency Memorandum of Response.</p>	<p>No Change</p>	<p>Pursuant to R.C. 121.82, if you received a Recommendation from the Common Sense Initiative Office for this rule, you must also file an Agency Memorandum of Response.</p>

Incorporation by Reference (IBR) (old) / RSFA - Incorporation by Reference (IBR) Questions (new)

<p>Does the rule incorporate a text or other material by reference (examples can include but are not limited to: federal statutes, regulations, or acts; model codes; standards; publications)? See R.C. 121.72 , enacted by Sub. S.B. 265 of the 124th General Assembly.</p>		<p>Does the rule incorporate material by reference?</p>
<p>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:</p>		<p>If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.</p>
<p>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:</p>		
<p>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:</p>		
<p>Are you filing all of the referenced material electronically as part of this package?</p>		<p>Are you filing any referenced material electronically as part of this package?</p>