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... Right Now

OHIO CONCRETE • OHIO READY MIXED CONCRETE ASSOCIATION

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PUCO Docketing Division
Public Utilities Commission of Ohio
180 East Broad Street
Columbus, OH 43215

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RE: Case No. 09-223-TR-ORD

The Ohio Ready Mixed Concrete Association has reviewed the latest proposed rule changes to the OAC Chapter 4901:2-5-02 regarding hours of service and continues to oppose these changes.

As stated in our previous correspondence dated July 25, 2009, the elimination of the exemption for hours of service for construction related businesses will cause undue hardship for our members. Most of our members are comprised of small, family owned businesses who are already struggling in this depressed economy to make ends meet. Further restrictions such as these will certainly have a negative effect on these businesses.

The proposed revisions appear to keep the construction exemption in place, but by revising the hours of service as proposed, the exemption is effectively removed. Furthermore, we know of no safety statistics within our industry which justifies the proposed, reduced hours of service.

As stated in our previous letter of July 25, 2009, these changes seem to defy Governor Strickland's Executive Order 2008-04S, Implementing Common Sense Business Regulation; especially Sections 4 f. and g. which address imposing the least burdens and costs on small businesses and making Ohio a less attractive place to do business.

We appreciate this opportunity to address these proposed changes and trust the Commission will reconsider the revisions.

Respectfully;

Douglas T. Anderson
Chairman of the Board
Ohio Ready Mixed Concrete Association

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