

BEFORE

THE PUBLIC UTILITIES COMMISSION OF OHIO

In the Matter of the Review of Chapters)	
4901: 2-6 and 4901: 2-8, Ohio Administrative)	Case No. 07-1020-TR-ORD
Code.)	07-1021-TR-ORD

ENTRY

The Commission finds:

- (1) Section 119.032, Revised Code, requires all state agencies, every five years, to conduct a review of each of its rules and to determine whether to continue their rules without change, amend their rules, or rescind their rules.
- (2) Section 119.032(C), Revised Code, requires that the Commission determine:
 - (a) Whether the rule should be continued without amendment, be amended, or be rescinded, taking into consideration the purpose, scope, and intent of the statute under which the rule was adopted;
 - (b) Whether the rule needs amendment or rescission to give more flexibility at the local level;
 - (c) Whether the rule needs amendment or rescission to eliminate unnecessary paperwork, or whether the rule incorporates a text or other material by reference and, if so, whether the text or other material incorporated by reference is deposited or displayed as required by Section 121.74, Revised Code and whether the incorporation by reference meets the standards stated in Sections 121.72, 121.75, and 121.76, Revised Code; and
 - (d) Whether the rule duplicates, overlaps with, or conflicts with other rules.

This is to certify that the images appearing are an accurate and complete reproduction of a case file document delivered in the regular course of business
Technician _____ Date Processed 9-26-07

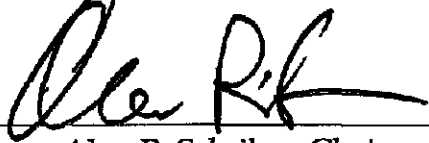
- (3) In making the determinations required by Section 119.032(C), Revised Code, Staff has considered those matters set forth in Section 119.032(C), Revised Code, as well as the continued need for the rules, the nature of any complaints or comments received concerning these rules, and any relevant factors that have changed in the subject matter area affected by the rule.
- (4) The rules in Chapter 4901:2-6, Ohio Administrative Code (O.A.C.), address the registration and permitting of carriers of hazardous materials. The rules in Chapter 4901:2-8, O.A.C., address routing designations applicable to the highway transportation of nonradioactive hazardous materials. The Staff is recommending the rules in these chapters not be amended or changed at this time.
- (5) The Commission requests comments from interested persons to assist in the review required by Section 119.032(C), Revised Code. A comment period should be established for Rules 4901:1-2-6 and 4901:2-8, Ohio Administrative Code. Interested persons are requested to file their comments, in writing, with the Commission Docketing Division by October 12, 2007.

It is, therefore,

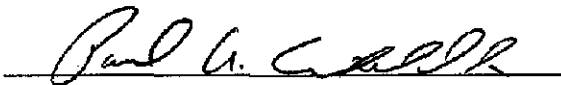
ORDERED, That a comment period, expiring on October 12, 2007, be established for public comments on Rules 4901:2-6 and 4901:2-8, Ohio Administrative Code. It is, further,

ORDERED, That a copy of this entry be served upon the Ohio State Highway Patrol, Ohio Trucking Association, and the Northeast Ohio Areawide Coordinating Agency.

THE PUBLIC UTILITIES COMMISSION OF OHIO



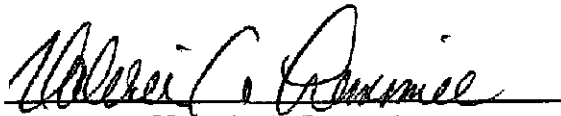
Alan R. Schriber, Chairman



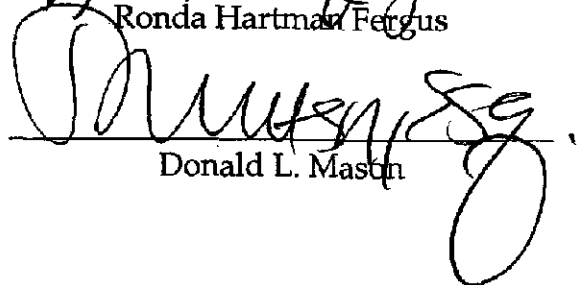
Paul A. Centolella



Ronda Hartman Fergus



Valerie A. Lemmie

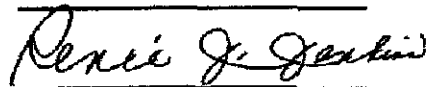


Donald L. Mason

KKS:ct

Entered in the Journal

SEP 26 2007



Renee J. Jenkins
Secretary