

THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE COMMISSION'S
REVIEW OF THE RULES IN OHIO
ADM.CODE CHAPTERS 4901:2-05, 4901:2-
07, 4901:2-08, 4901:2-13, 4901:2-15,
4901:2-19, 4901:2-21, 4901:2-22, 4901:2-
23, 4901:2-24, 4901:3-01, AND 4901-5.

CASE NO. 22-692-TR-ORD

ENTRY

Entered in the Journal on June 21, 2023

{¶ 1} R.C. 121.95, as enacted on October 17, 2019, required state agencies, including the Commission, to create a base inventory of regulatory restrictions contained in each of their rules by December 31, 2019.

{¶ 2} R.C. 121.951(A)(1), effective June 8, 2022, requires the Commission to amend or rescind rules identified in its base inventory – using the criteria listed in R.C. 106.03(A) – as necessary to reduce the total number of regulatory restrictions by thirty percent over the course of three years.

{¶ 3} The Commission initiated this proceeding to conduct a review of the rules contained in Ohio Adm.Code Chapters 4901:2-05, 4901:2-07, 4901:2-08, 4901:2-13, 4901:2-15, 4901:2-19, 4901:2-21, 4901:2-22, 4901:2-23, 4901:2-24, 4901:3-01, and 4901-5, and to reduce the number of regulatory restrictions pursuant to R.C. 121.951(A)(1).

{¶ 4} On September 21, 2022, after evaluating the rules, the Commission issued Staff's proposed amendments to the rules with the related Business Impact Analysis. The Commission's Entry also invited interested stakeholders to file comments regarding the proposed rules.

{¶ 5} No comments were filed in response to the Commission's September 21, 2022 Entry.

{¶ 6} On November 2, 2022, and April 5, 2023, the Commission issued its Finding and Orders adopting amendments to certain rules in Ohio Adm.Code Chapters 4901:2-05, 4901:2-07, 4901:2-08, 4901:2-13, 4901:2-15, 4901:2-19, 4901:2-21, 4901:3-01, and 4901-5.¹

{¶ 7} Pursuant to the requirements of R.C. 111.15, the Commission filed the proposed amendments to Ohio Adm.Code Chapters 4901:2-05, 4901:2- 07, 4901:2-08, 4901:2-13, 4901:2-15, 4901:2-19, 4901:2-21, 4901:3-01, and 4901-5 with the Joint Committee on Agency Rule Review (JCARR). JCARR's jurisdiction over the amendments to the rules ended as of June 1, 2023, for most rules and ended on June 18, 2023, for three remaining rules.²

{¶ 8} The amendments to the rules in Ohio Adm.Code Chapters 4901:2-05, 4901:2-07, 4901:2-08, 4901:2-13, 4901:2-15, 4901:2-19, 4901:2-21, 4901:3-01, and 4901-5 will become effective on July 1, 2023.

{¶ 9} It is, therefore,

{¶ 10} ORDERED, That the amendments to the rules in Ohio Adm.Code Chapters 4901:2-05, 4901:2-07, 4901:2-08, 4901:2-13, 4901:2-15, 4901:2-19, 4901:2-21, 4901:3-01, and 4901-5, adopted through this proceeding, be effective on July 1, 2023. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon the Ohio Petroleum Marketers Association, National Tank Truck Carriers, Inc., Ohio State Highway Patrol, the Ohio Trucking Association, Ohio Department of Public Safety, Ohio Department of Transportation, Ohio Association of Chiefs of Police, Buckeye State Sheriff's Association,

¹ By Entries Nunc Pro Tunc issued on November 30, 2022 and April 5, 2023, the Commission recognized that Ohio Adm.Code Chapters 4901:2-22, 4901:2-23, and 4901:2-24 were promulgated pursuant R.C. 119.03 and revised its rule amendment process accordingly. The effective date for the amended rules in Ohio Adm.Code Chapters 4901:2-22, 4901:2-23, and 4901:2-24 will be announced in a separate entry.

² JCARR's jurisdiction did not end for Ohio Adm.Code 4901:2-19-10, 4901:2-19-14, and 4901-5-02 until June 18, 2023.

Ohio Association of Movers, Ohio Municipal League, County Commissioners' Association of Ohio, Ohio Township Association, WreckMaster Inc. USA, Towing and Recovery Association of America, North American Towing Academy, American Towing and Recovery Institute, Ohio Insurance Institute, Towing and Recovery Association of Ohio, AAA Ohio, the transportation industry service list, and all other interested persons of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/ Greta See

By: Greta See
Attorney Examiner

PAS/dr

**This foregoing document was electronically filed with the Public Utilities
Commission of Ohio Docketing Information System on**

6/21/2023 11:04:47 AM

in

Case No(s). 22-0692-TR-ORD

Summary: Attorney Examiner Entry ordering that the amendments to the rules in Ohio Adm.Code Chapters 4901:2-05, 4901:2-07, 4901:2-08, 4901:2-13, 4901:2-15, 4901:2-19, 4901:2-21, 4901:3-01, and 4901-5, adopted through this proceeding, be effective on July 1, 2023 electronically filed by Debbie S. Ryan on behalf of Greta N. See, Attorney Examiner, Public Utilities Commission of Ohio.