

# Joint Committee on Agency Rule Review

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- The Committee reviews all proposed new, amended, and rescinded rules from the state agencies
- The Joint Committee on Agency Rule Review is composed of five state representatives and five state senators

## OVERVIEW

### Duties and Responsibilities

The Joint Committee on Agency Rule Review (JCARR) is responsible for the review of proposed new, amended, and rescinded rules from state agencies that have rule-making authority. This review is to ensure that the change in rule does not exceed the scope of an agency's statutory authority, that the rules do not conflict with an existing rule of that agency or another rule-making agency, and that the rules do not conflict with legislative intent. The Joint Committee on Agency Rule Review also makes sure that agencies complete a rule summary and fiscal analysis of all proposed rule changes. The Joint Committee on Agency Rule Review will recommend to the General Assembly that a rule be invalidated if the preceding criteria are not met.

The Joint Committee on Agency Rule Review is entirely supported through General Revenue Fund dollars. The agency received its first individual budget under the 122nd General Assembly. Prior to that, the agency received funding through the General Assembly.

For the upcoming biennium, JCARR received \$409,856 in FYs 2008 and 2009 for operating expenses. The FY 2008 appropriation is approximately 8% less than FY 2007 expenditures. Payroll expenses are estimated at \$384,000 in FYs 2008 and 2009 (94% of appropriation for each year). Payroll moneys are used toward agency staff salaries and to reimburse JCARR members for meeting and travel expenses. The remaining \$26,000 per year will be used to fund the agency's maintenance costs.

### Agency in Brief

Agency In Brief					
Number of Employees*	Total Appropriations-All Funds		GRF Appropriations		Appropriation Bill(s)
	2008	2009	2008	2009	
19	\$397,000	\$403,000	\$397,000	\$403,000	Am. Sub. H.B. 119

\*Employee count obtained from the Department of Administrative Services (DAS) payroll reports as of June 2007.

The Joint Committee on Agency Rule Review has ten members: five state representatives and five state senators. In odd-numbered years, the chairperson is a House member and in even-numbered years, the chairperson is a Senate member. Members are reimbursed for meetings and travel expenses.

The Committee is served by a five-member staff consisting of an executive director, an assistant director, two rules analysts, and an administrative assistant.

## ANALYSIS OF THE BUDGET

### Single Program Series

### Operating Expenses

**Purpose:** This program series provides for the review of agency rules.

The following table shows the line items that are used to fund the single program series, Agency Rule Review.

Fund	ALI	Title	FY 2008	FY 2009
<b>General Revenue Fund</b>				
GRF	029-321	Operating Expenses	\$397,000	\$403,000
<b>General Revenue Fund Subtotal</b>			<b>\$397,000</b>	<b>\$403,000</b>
<b>Total Funding: Agency Rule Review</b>			<b>\$397,000</b>	<b>\$403,000</b>

**Program Description:** The Agency Rule Review program supports the review of approximately 12,000 rules annually and supports the five staff positions responsible for agency rule review. The program also compensates committee members for meetings and travel expenses.

**Implication of the Budget:** The budget will allow the Joint Committee on Agency Rule Review and the committee staff to continue rule review at current levels.

### Temporary Law Provisions

**Operating (Section 211.10 of the bill).** Temporary law specifies that the Chief Administrative Officer of the House of Representatives and the Senate Clerk shall determine, by mutual agreement, which of them shall act as the fiscal agent for JCARR. Also specifies Joint Committee on Agency Rule Review members are to be compensated in accordance with section 101.35 of the Revised Code.

**Operating Expenses (Section 211.10 of the bill).** Temporary law transfers any unencumbered balance from appropriation item 029-321, Operating Expenses, at the end of FY 2007 to FY 2008. Any unencumbered balance from appropriation item 029-321, Operating Expenses, at the end of FY 2008 is transferred to FY 2009.

**FY 2008 - 2009 Final Appropriation Amounts**

**All Fund Groups**

<i>Line Item Detail by Agency</i>	<i>FY 2005:</i>	<i>FY 2006: Appropriations:</i>	<i>FY 2007 Adj. Appropriations:</i>	<i>FY 2008 Appropriations:</i>	<i>% Change 2007 to 2008:</i>	<i>FY 2009 Appropriations:</i>	<i>% Change 2008 to 2009:</i>
<b>Report For: Main Operating Appropriations Bill</b>		<b>Version: Enacted</b>					
<b>JCR Agency Rule Review, Joint Committee on</b>							
GRF 029-321 Operating Expenses	\$ 352,473	\$ 329,615	\$ 387,364	\$ 397,000	2.49%	\$ 403,000	1.51%
<b>General Revenue Fund Total</b>	<b>\$ 352,473</b>	<b>\$ 329,615</b>	<b>\$ 387,364</b>	<b>\$ 397,000</b>	<b>2.49%</b>	<b>\$ 403,000</b>	<b>1.51%</b>
<b>Agency Rule Review, Joint Committee on Total</b>	<b>\$ 352,473</b>	<b>\$ 329,615</b>	<b>\$ 387,364</b>	<b>\$ 397,000</b>	<b>2.49%</b>	<b>\$ 403,000</b>	<b>1.51%</b>