

**Rule Summary and Fiscal Analysis (Part A)****Department Of Education**

Agency Name

Division

**Matt DeTemple**

Contact

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**3301-17-01**

Rule Number

**RESCISSION**

TYPE of rule filing

Rule Title/Tag Line

**Interactive instructional program.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **Section 45.06, Am. Sub. H.B. 117, 121st. General Assembly**

5. Statute(s) the rule, as filed, amplifies or implements: **Section 45.06, Am. Sub. H.B. 117, 121st. General Assembly**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

In 1995, the Department of Education received an appropriation from the Ohio General Assembly to administer the Interactive Instructional Program. (Section 45.06, Amended Substitute House Bill 117, 121st. General Assembly, appropriation item 200-559)The State Board was required to adopt rules that established application procedures for eligible educational organizations to receive grants to establish an interactive instructional program. In 1997, the appropriation for the Interactive Instructional Program was transferred from the Department to the Office of Information, Learning and Technology Services under Section 69 of Am. Sub. H.B. 215, 122nd General Assembly. The Department of Education no

longer receives funding to administer the Interactive Instructional Program and as a result, this rule should be rescinded.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This rule establishes application procedures for a grant to an eligible educational organization as partial support for the establishment of a pilot project designed to train preschool staff members and parents with the use of an interactive instructional program.

8. 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:

This rule incorporates 26 United States Code Section 501(c)(3) by reference, however pursuant to Revised Code section 121.75, this incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because it is a citation that will be intelligible to the persons who reasonably can be expected to be affected by the rule. In addition, this code section is generally available to persons who reasonably can be expected to be affected by the rule. The United States Code can be found at public libraries and on the Internet at [uscode.house.gov](http://uscode.house.gov).

9. 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:

See response below.

10. 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:

The incorporation by reference of a section of the United States Code is exempt from sections 121.71 to 121.74 of the Revised Code regarding incorporation by reference, because the U.S. Code section is intelligible to the persons who

reasonably can be expected to be affected by the rule, and is generally available to the public.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

No changes have been made to the rule.

12. 119.032 Rule Review Date: **11/1/2002**

(If you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: At time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

### **FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

\$ 0.00

This proposed rule will not change the Agency's projected budget during the current biennium.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

N/A

N/A

15. 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:

N/A

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**