

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501:3-5-01
Rule Type: Amendment
Rule Title/Tagline: Training.
Agency Name: Department of Public Safety
Division: Emergency Management Agency
Address: 1970 West Broad Street PO Box 182081 Columbus OH 43218-2081
Contact: Joseph Kirk **Phone:** 614-466-5605
Email: jakirk@dps.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 11/29/2021
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5502.25
5. **What statute(s) does the rule implement or amplify?** 5502.26, 5502.27, 5502.271
6. **What are the reasons for proposing the rule?**

This rule is being filed in accordance with Chapter 106.03 five year review

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule deals with emergency management training requirements for county emergency management directors, requirements to participate in semiannual seminars hosted by the Ohio Emergency Management Agency and the publication of an annual training catalog. The rule has been updated to reflect updated practices.

8. **Does the rule incorporate material by reference?** No

9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

Not Applicable

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

0.00

Not applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

Not applicable.

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

Not applicable.

III. Common Sense Initiative (CSI) Questions

16. **Was this rule filed with the Common Sense Initiative Office? No**

17. **Does this rule have an adverse impact on business? No**

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

- 18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No
 - A. How many new regulatory restrictions do you propose adding to this rule?
Not Applicable
 - B. How many existing regulatory restrictions do you propose removing from this rule?
Not Applicable
 - C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.
Not Applicable

4501:3-5-01

Training.

(A) Sections 5502.26, 5502.27, and 5502.271 of the Revised Code require each director of an emergency management agency for a political subdivision to pursue a professional development program in accordance with rules developed under section 5502.25 of the Revised Code. Directors appointed shall acquire training as defined by the Ohio emergency management agency and maintain a record to be made available upon request from Ohio EMA, including in the following areas:

- (1) The "Introduction to Emergency Management in Ohio Course (OH-230)" for directors appointed after June 30, 2016. ~~Equivalent courses will continue to be valid for those appointed before July 1, 2016.~~
- (2) One emergency planning course conducted by the federal emergency management agency, Ohio emergency management agency, rural domestic preparedness consortium, or the national domestic preparedness consortium, taught at the "Emergency Management Institute" at Emmitsburg Maryland, an extension of the "Emergency Management Institute" at a state sponsored course or an equivalent course taught at an accredited university.
- (3) One exercise design course conducted by the federal emergency management agency, Ohio emergency management agency, rural domestic preparedness consortium, or the national domestic preparedness consortium, taught at the "Emergency Management Institute" at Emmitsburg, Maryland, an extension of the "Emergency Management Institute" at a state sponsored course or an equivalent course taught at an accredited university.
- (4) One disaster recovery course conducted by the federal emergency management agency, Ohio emergency management agency, rural domestic preparedness consortium, or the national domestic preparedness consortium, taught at the "Emergency Management Institute" at Emmitsburg, Maryland, an extension of the "Emergency Management Institute" at a state sponsored course or an equivalent course taught at an accredited university.
- (5) ~~A~~ After completion of the courses set forth in paragraphs (A)(1) through (A)(4) of this rule, a minimum of two refresher or continuing education courses annually.

(B) The Ohio emergency management agency shall conduct a minimum of two seminars each year to update local emergency management agency directors on changes to or new topics in emergency management. Each local emergency management agency director shall attend both of these seminars each year. Requests for excused absences from these two update seminars shall be submitted in writing to the executive director of the Ohio emergency management agency and considered on a case-by-case basis.

- (C) The executive director of the Ohio emergency management agency shall annually publish a training catalog announcing ~~the~~ courses available for directors of political subdivision emergency management agencies, ~~to include the above required courses.~~
- (D) Upon assuming the position of director of emergency management for a political subdivision, the individual shall complete, or have completed, the required courses listed in paragraphs (A)(1) through (A)(4) of this rule within a three-year period from the date of appointment.

Effective:

Five Year Review (FYR) Dates: 11/29/2021

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5502.25
Rule Amplifies: 5502.26, 5502.27, 5502.271
Prior Effective Dates: 06/30/1991, 10/10/1996, 12/01/2001, 10/01/2016

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501:3-6-01
Rule Type: Amendment
Rule Title/Tagline: Emergency operations plans and exercises.
Agency Name: Department of Public Safety
Division: Emergency Management Agency
Address: 1970 West Broad Street PO Box 182081 Columbus OH 43218-2081
Contact: Joseph Kirk **Phone:** 614-466-5605
Email: jakirk@dps.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 11/29/2021
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5502.25
5. **What statute(s) does the rule implement or amplify?** 5502.26, 5502.27, 5502.271
6. **What are the reasons for proposing the rule?**

This rule is being filed in accordance with Chapter 106.03 five year review.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule deals with the responsibility for maintaining current emergency management plans and completion of an annual exercise, participating in the annual state training and exercise planning workshop, and cooperation with state review of plans. Minor edits have been made to the rule to make it easier to read.

8. **Does the rule incorporate material by reference?** No

9. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.

Not Applicable

10. If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.

Not Applicable

II. Fiscal Analysis

11. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.

This will have no impact on revenues or expenditures.

0.00

Not applicable.

12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?

Not applicable.

13. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No

14. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

15. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not applicable.

III. Common Sense Initiative (CSI) Questions

16. Was this rule filed with the Common Sense Initiative Office? No

17. Does this rule have an adverse impact on business? No

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No

A. How many new regulatory restrictions do you propose adding to this rule?

Not Applicable

B. How many existing regulatory restrictions do you propose removing from this rule?

Not Applicable

C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.

Not Applicable

4501:3-6-01

Emergency operations plans and exercises.

- (A) Each local emergency management agency shall be responsible for maintaining current its emergency operations plan, by reviewing and updating it annually. Each emergency operations plan shall be authorized by the chief executive officer and shall be consistent with published federal and state guidance and emergency operations plans.
- (B) Any political subdivision within a county which forms its own emergency management agency as required by section 5502.271 of the Revised Code shall submit its emergency operations plan to the county agency as required by section 5502.26 of the Revised Code or to the regional authority formed under section 5502.27 of the Revised Code, or the county emergency management agency formed under section 5502.271 of the Revised Code for the county in which the political subdivision is located, for initial review and annual review every year thereafter. Said county agency, countywide agency, or regional authority may establish procedures for the review of said local plans.
- (C) Each political subdivision shall be responsible for maintaining current its emergency operations plan and shall keep its plan consistent with the emergency operations plan of a county under section 5502.271 of the Revised Code, a countywide agency formed under section 5502.26 of the Revised Code, or a regional authority formed under section 5502.27 of the Revised Code, for the county in which the political subdivision is located.
- (D) A political subdivision that is not a part of a countywide agency formed under section 5502.26 of the Revised Code, or a regional authority formed under section 5502.27 of the Revised Code, or has not entered into a contract with a county agency formed under section 5502.271 of the Revised Code, cannot be a multijurisdictional agency. The director of the agency of the political subdivision will serve only the political subdivision for which appointed. Said agency and its director shall have no authority to coordinate multijurisdictional planning or actual hazard response beyond the boundary of the political subdivision for which it was formed with the exception of mutual aid agreements established pursuant to section 5502.29 of the Revised Code.
- (E) Each local emergency management agency shall participate in the state's annual multi-year training and exercise planning workshop. As such, each county is required to provide to the state emergency management agency, in accordance with the state's instruction on the matter, a listing of scheduled or desired training and exercise events relevant to the jurisdiction's emergency operations plan and the evaluation of preparedness for identified hazards and risks within the political subdivision covered by the emergency operations plan.

- (F) The Ohio emergency management agency will conduct a comprehensive county emergency operations plans review, identifying gaps and planning considerations on ~~the~~ emergency measures that are essential for protecting the public, once every four years. ~~Annual assistance~~ Assistance will be provided upon request of the local jurisdiction to ensure adherence to the requirement for ~~an annual~~ emergency operations plan maintenance ~~update~~.

Effective:

Five Year Review (FYR) Dates: 11/29/2021

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5502.25
Rule Amplifies: 5502.26, 5502.27, 5502.271
Prior Effective Dates: 06/30/1991, 10/10/1996, 12/01/2001, 10/01/2016

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501:3-7-01

Rule Type: Amendment

Rule Title/Tagline: Registration of volunteers.

Agency Name: Department of Public Safety

Division: Emergency Management Agency

Address: 1970 West Broad Street PO Box 182081 Columbus OH 43218-2081

Contact: Joseph Kirk **Phone:** 614-466-5605

Email: jakirk@dps.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 11/29/2021
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 5502.25
5. **What statute(s) does the rule implement or amplify?** 3701.04, 5502.281
6. **What are the reasons for proposing the rule?**

The rule is being filed according to 106.03 ORC five year review.
7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule deals with the criteria for the registration of volunteers under 5502.281 ORC. The rule has been amended to update incorporation by reference information.
8. **Does the rule incorporate material by reference?** Yes

9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

The rule references the "Volunteer Application" and directs readers to www.ema.ohio.gov and www.odh.ohio.gov to complete the application.

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

0.00

Not applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

There is no cost to register as a volunteer, only the time it would take to complete the application process.

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

Not applicable.

III. Common Sense Initiative (CSI) Questions

16. **Was this rule filed with the Common Sense Initiative Office? No**

17. Does this rule have an adverse impact on business? No

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No**
- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No**
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No**
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No**

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No

- A. How many new regulatory restrictions do you propose adding to this rule?**
Not Applicable
- B. How many existing regulatory restrictions do you propose removing from this rule?**
Not Applicable
- C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.**
Not Applicable

4501:3-7-01

Registration of volunteers.

[Materials incorporated by reference available at www.ema.ohio.gov and www.odh.ohio.gov ~~www.ohioresponds.gov~~]

(A) To be registered as a volunteer under section 5502.281 of the Revised Code, an individual must:

- (1) Be no less than eighteen years of age;
- (2) Complete the "Volunteer Application" (~~2017~~)(2020); and
- (3) Be willing to submit to a comprehensive background check administered by the Ohio bureau of criminal investigation or other designated agency;
 - (a) Background checks will be at the discretion of the affiliated registered volunteer organization;
 - (b) During a response incident, a local government authority may also request a background check.

(B) Removal of registered volunteer status. A volunteer shall lose their registered volunteer status if:

- (1) The status was obtained through false or deceitful information;
- (2) The registered volunteer engages in conduct detrimental to the goals and/or missions of the recognized volunteer organization, or conduct that is inconsistent with an emergency and/or disaster-related exercises, testing, or other training activities; or
- (3) The registered volunteer fails to maintain compliance with any of the requirements under paragraph (A) of this rule.

Effective:

Five Year Review (FYR) Dates: 11/29/2021

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5502.25
Rule Amplifies: 3701.04, 5502.281
Prior Effective Dates: 05/01/2018

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4501:3-7-02
Rule Type: Amendment
Rule Title/Tagline: Registration of volunteer organizations.
Agency Name: Department of Public Safety
Division: Emergency Management Agency
Address: 1970 West Broad Street PO Box 182081 Columbus OH 43218-2081
Contact: Joseph Kirk **Phone:** 614-466-5605
Email: jakirk@dps.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** Yes

A. **What is the rule's five year review date?** 11/29/2021

2. **Is this rule the result of recent legislation?** No

3. **What statute is this rule being promulgated under?** 119.03

4. **What statute(s) grant rule writing authority?** 5502.25

5. **What statute(s) does the rule implement or amplify?** 3701.04, 5502.281

6. **What are the reasons for proposing the rule?**

The rule is being filed in accordance with Section 106.03 ORC five year review.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule deals with the criteria for the registration of volunteer organizations under 5502.281 ORC. The rule is amended to update materials incorporation by reference.

8. **Does the rule incorporate material by reference?** Yes

9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

The rule users to www.ema.ohio.gov or www.odh.ohio.gov for materials incorporated by reference.

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

0.00

Not applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

There is no cost to register, only the time it takes to complete the application process

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**

14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**

15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

Not applicable.

III. Common Sense Initiative (CSI) Questions

16. **Was this rule filed with the Common Sense Initiative Office? No**

17. Does this rule have an adverse impact on business? No

- A. Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? No
- B. Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? No
- C. Does this rule require specific expenditures or the report of information as a condition of compliance? No
- D. Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No

IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No

- A. How many new regulatory restrictions do you propose adding to this rule?
Not Applicable
- B. How many existing regulatory restrictions do you propose removing from this rule?
Not Applicable
- C. If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.
Not Applicable

4501:3-7-02

Registration of volunteer organizations.

[Materials incorporated by reference available at www.ema.ohio.gov and odh.ohio.gov ~~www.ohioresponds.gov~~]

(A) An organization must apply to become a registered volunteer organization in the Ohio ~~responds~~ volunteer registry in the prescribed manner:

(1) Ohio volunteer organization active in disaster (VOAD) affiliated organization:

(a) Current, full member organizations of the Ohio VOAD association are considered as ~~an Ohio responds~~ a volunteer registry eligible volunteer organizations;

(b) VOAD organizations must be vetted by the Ohio department of health and/or the Ohio emergency management agency for the organizations to be considered to be listed on the Ohio responds volunteer registry;

(c) Ohio VOAD organizations may be listed ~~on~~ [at www.ema.ohio.gov](http://www.ema.ohio.gov) and www.odh.ohio.gov ~~www.ohioresponds.gov~~;

(2) Non VOAD organizations:

(a) Non VOAD organizations must be vetted by the Ohio department of health and/or the Ohio emergency management agency for the organization to be considered to be listed on the Ohio ~~responds~~ volunteer registry;

(b) Organizations listed on the Ohio ~~responds~~ volunteer registry are considered registered volunteer organizations;

(3) Community emergency response team/citizen corps and medical reserve corps programs registered in the Ohio ~~responds~~ volunteer registry must also register on the affiliated federal emergency management agency and health and human services registries.

(B) A volunteer organization will lose its registered status if:

(1) It is a VOAD organization and loses its full Ohio VOAD member status. An organization that ceases to be a member of Ohio VOAD can apply to retain its registered status by applying to the Ohio emergency management agency as described in paragraph (A)(2)(a) of this rule;

(2) Registration status was obtained through false or deceitful information;

- (3) The registered volunteer organization demonstrates conduct inconsistent with that of a registered volunteer organization serving in an emergency/or disaster-related exercises, testing, or other training activities. Such conduct shall be construed by the Ohio department of health or the Ohio emergency management agency, and may include any conduct deemed detrimental to the goals and missions of the Ohio department of health or the Ohio emergency management agency.

Effective:

Five Year Review (FYR) Dates: 11/29/2021

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 5502.25
Rule Amplifies: 3701.04, 5502.281
Prior Effective Dates: 05/01/2018