

Redbook

LBO Analysis of Executive Budget Proposal

Joint Committee on Agency Rule Review

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LBO Redbook

Joint Committee on Agency Rule Review

Quick look...

- The Joint Committee on Agency Rule Review (JCARR) is responsible for oversight of proposed new, amended, and rescinded rules from state agencies, boards, and commissions.
- JCARR is a ten-member joint legislative committee consisting of five state representatives and five state senators.
 - The executive budget appropriates \$570,000 in each fiscal year.
 - 100% of JCARR’s funding is from a single GRF line item.
 - Uses of budget are: 93.1% for personal services, 4.9% for purchased personal services, and 2.0% for supplies and maintenance.

FY 2016 Actual	FY 2017 Actual	FY 2018 Actual	FY 2019 Estimate	FY 2020 Introduced	FY 2021 Introduced
GRF ALI 029321, Operating Expenses					
\$413,993	\$408,043	\$411,222	\$576,885	\$570,000	\$570,000
% change	-1.4%	0.8%	40.29%	-1.2%	0.0%

Agency overview

The Joint Committee on Agency Rule Review (JCARR) is responsible for the oversight of proposed new, amended, and rescinded rules from state agencies, boards, and commissions. JCARR is a ten-member joint legislative committee. The Speaker of the House of Representatives and the President of the Senate each appoint five members from their respective chambers to serve on the joint committee, with not more than three being from the same political party. In odd-numbered years, the chairperson is a House member of the joint committee appointed by the Speaker of the House; in even-numbered years, the chairperson is a Senate member of the joint committee appointed by the President of the Senate.

JCARR meets and holds public hearings not less than once every three weeks throughout the year. Members are paid a per diem of \$150 for committee work on days when there is not a voting session for their chamber. In addition, members are reimbursed for necessary committee-related travel expenses. JCARR has a staff of four full-time employees, including an executive director, a deputy director, a rule analyst, and a rule processor. The Legislative Service Commission acts as JCARR’s fiscal agent.

Rulemaking state agencies are required to fully review and submit to JCARR each of their rules at least once every five years. As a part of that process, they are required to review each of their rules and determine whether to continue them without change, amend them, or

rescind them. The primary purpose of JCARR’s oversight is to ensure that administrative rules: (1) do not exceed the scope of the rulemaking agency’s statutory authority, (2) do not conflict with the rules of that agency or another rulemaking agency, (3) do not conflict with the intent of the legislature, (4) are accompanied by a complete and accurate rule summary and fiscal analysis, and (5) meet the required standards for incorporation if the rule-maker incorporated text by reference. Additionally, if a rule has an adverse impact on business, JCARR is responsible for determining whether the rule-maker demonstrated, through a series of additional requirements, that the regulatory intent of the rule justifies its adverse impact.

Analysis of FY 2020-FY 2021 budget proposal

Summary

R.C. 107.03(B) states that “no alterations shall be made in the [budget] requests for the legislative and judicial branches of the state filed with the director of budget and management” Therefore, the Governor has made no alterations to the budget request submitted by JCARR. JCARR’s requested funding totaling \$570,000 for each fiscal year of the biennium will allow JCARR to maintain existing service and staffing levels.

Executive appropriations by expense category

The chart below presents the total recommended appropriations (FY 2020 and FY 2021 combined) by major object of expense. JCARR spends 93.1% of its budget on personal services, including salaries, benefits, and various other payroll-related charges. The next largest spending category is purchased personal services at 4.9%, followed by supplies and maintenance at 2.0%.

