

**As Introduced**

**134th General Assembly**

**Regular Session**

**2021-2022**

**S. B. No. 9**

**Senators McColley, Roegner**

**Cosponsors: Senators Blessing, Brenner, Cirino, Hackett, Hottinger, Hoagland,  
Huffman, S., Johnson, Lang, Manning, Peterson, Reineke, Romanchuk, Rulli,  
Wilson**

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**A BILL**

To amend sections 106.021, 106.03, 106.031, and 1  
121.95 and to enact sections 101.354, 101.355, 2  
107.57, 121.031, 121.951, 121.952, and 121.953 3  
of the Revised Code to require certain agencies 4  
to reduce the number of regulatory restrictions 5  
in their administrative rules. 6

**BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:**

**Section 1.** That sections 106.021, 106.03, 106.031, and 7  
121.95 be amended and sections 101.354, 101.355, 107.57, 8  
121.031, 121.951, 121.952, and 121.953 of the Revised Code be 9  
enacted to read as follows: 10

**Sec. 101.354.** (A) The joint committee on agency rule 11  
review shall advise and assist state agencies in preparing 12  
revised inventories of regulatory restrictions and shall advise 13  
and assist state agencies in achieving specified percentage 14  
reductions in regulatory restrictions in the Administrative Code 15  
in accordance with sections 121.95, 121.951, 121.952, and 16  
121.953 of the Revised Code. 17

(B) (1) Not later than June 15, 2022, the executive 18  
director of the joint committee shall prepare a report 19  
aggregating the base inventories received from state agencies 20  
under section 121.95 of the Revised Code. 21

(2) Beginning in 2022, not later than the fifteenth day of 22  
December each year, the executive director of the joint 23  
committee shall prepare an historical report aggregating the 24  
reports received from state agencies for the preceding fiscal 25  
year. In the report, the executive director also shall describe 26  
the work of the joint committee over the preceding fiscal year 27  
with respect to reduction of regulatory restrictions and shall 28  
indicate, out of the total number of regulatory restrictions 29  
inventoried by state agencies, the percentage by which state 30  
agencies have reduced those regulatory restrictions. The report 31  
also shall provide recommendations for statutory changes, where 32  
appropriate, brought to the attention of the joint committee as 33  
contributing to the adoption of regulatory restrictions. 34

(3) The executive director shall submit the report 35  
required under divisions (B) (1) and (2) of this section to the 36  
members of the joint committee, which shall publish the report 37  
on its web site and transmit copies of the report electronically 38  
to the speaker of the house of representatives and the president 39  
of the senate. 40

**Sec. 101.355.** The joint committee on agency rule review, 41  
in consultation with legislative information systems, shall do 42  
both of the following: 43

(A) Create and maintain a system that state agencies shall 44  
use to enter regulatory restriction data, create required 45  
inventories, and transmit copies of inventories, reports, and 46  
any other documents to the joint committee and the speaker of 47

the house of representatives and the president of the senate 48  
under sections 121.95, 121.951, and 121.953 of the Revised Code, 49  
and that will assist the joint committee in aggregating reports 50  
and performing other prescribed duties under sections 101.354, 51  
121.95, 121.951, 121.952, and 121.953 of the Revised Code; 52

(B) Establish, maintain, and improve the cut red tape 53  
system, which shall include a web site and shall allow members 54  
of the public to request information about regulatory 55  
restrictions and to communicate with the joint committee about 56  
regulatory restrictions. 57

**Sec. 106.021.** If, upon reviewing a proposed rule or 58  
revised proposed rule, the joint committee on agency rule review 59  
makes any of the following findings with regard to the proposed 60  
rule or revised proposed rule, the joint committee may recommend 61  
to the senate and house of representatives the adoption of a 62  
concurrent resolution to invalidate the proposed rule or revised 63  
proposed rule or a part thereof: 64

(A) The proposed rule or revised proposed rule exceeds the 65  
scope of its statutory authority. 66

(B) The proposed rule or revised proposed rule conflicts 67  
with the legislative intent of the statute under which it was 68  
proposed. 69

(C) The proposed rule or revised proposed rule conflicts 70  
with another proposed or existing rule. 71

(D) The proposed rule or revised proposed rule 72  
incorporates a text or other material by reference and: 73

(1) The accompanying citation is not such as reasonably 74  
would enable a reasonable person to whom the proposed rule or 75  
revised proposed rule applies readily and without charge to find 76

and inspect the incorporated text or other material; 77

(2) The accompanying citation is not such as reasonably 78  
would enable the joint committee readily and without charge to 79  
find and inspect the incorporated text or other material, and 80  
the agency did not file or otherwise make the incorporated text 81  
or other material available without charge to the joint 82  
committee; or 83

(3) The agency has treated the proposed rule or revised 84  
proposed rule in whole or in part as exempt from sections 121.71 85  
to 121.74 of the Revised Code on grounds the incorporated text 86  
or other material has one or more of the characteristics 87  
described in division (B) of section 121.75 of the Revised Code, 88  
but the incorporated text or other material actually does not 89  
have any of those characteristics. 90

(E) The agency has failed to prepare a complete and 91  
accurate rule summary and fiscal analysis of the proposed rule 92  
or revised proposed rule as required by section 106.024 of the 93  
Revised Code. 94

(F) The agency has failed to demonstrate through the 95  
business impact analysis, recommendations from the common sense 96  
initiative office, and the memorandum of response that the 97  
regulatory intent of the proposed rule or revised proposed rule 98  
justifies its adverse impact on businesses in this state. 99

(G) The agency has failed to justify the proposed 100  
adoption, amendment, or rescission of a rule containing a 101  
regulatory restriction. 102

**Sec. 106.03.** Prior to the review date of an existing rule, 103  
the agency that adopted the rule shall do both of the following: 104

(A) Review the rule to determine all-whether the rule 105

should be amended or rescinded, including for the purpose of 106  
accomplishing the reductions in regulatory restrictions required 107  
by section 121.951 of the Revised Code, because it does any of 108  
the following, or otherwise for the purpose of reducing 109  
regulatory restrictions: 110

(1) ~~Whether the rule should be continued without~~ 111  
~~amendment, be amended, or be rescinded, taking into~~ 112  
~~consideration~~ Exceeds or conflicts with the purpose, scope, and 113  
or intent of the statute under which the rule was adopted; 114

(2) ~~Whether the rule needs amendment or rescission to give~~ 115  
~~more~~ Provides inadequate flexibility at the local level; 116

(3) ~~Whether the rule needs amendment or rescission to~~ 117  
~~eliminate unnecessary paperwork~~ Creates a compliance or 118  
oversight burden for the state agency, or for any person or 119  
entity, that is greater than the burden that would be created if 120  
the agency accomplished the intended purpose of the restriction 121  
by other means; 122

(4) ~~Whether the rule incorporates~~ Is no longer useful or 123  
beneficial; 124

(5) Incorporates a text or other material by reference 125  
and, if so: 126

(a) ~~Whether the~~ The citation accompanying the 127  
incorporation by reference is such as ~~reasonably~~ would not 128  
reasonably enable a reasonable person to whom the rule applies 129  
readily and without charge to find and inspect the incorporated 130  
text or other material; 131

(b) ~~Whether the~~ The citation accompanying the 132  
incorporation by reference is such as ~~reasonably~~ would not 133  
reasonably enable the joint committee on agency rule review 134

readily and without charge to find and inspect the incorporated 135  
text or other material;~~and or~~ 136

(c) If the rule has been exempted in whole or in part from 137  
sections 121.71 to 121.74 of the Revised Code on grounds the 138  
incorporated text or other material has one or more of the 139  
characteristics described in division (B) of section 121.75 of 140  
the Revised Code, ~~whether~~ the incorporated text or other 141  
material does not actually ~~has~~ have any of those 142  
characteristics. 143

~~(5) Whether the rule duplicates~~ 144

(6) Duplicates, overlaps with, or conflicts with~~other~~ 145  
~~rules;~~ 146

~~(6) Whether the rule has~~ another state or federal law or 147  
rule. A rule duplicates, overlaps with, or conflicts with 148  
another law or rule if it imposes a duty or liability on a 149  
person or entity that the other law or rule also imposes on that 150  
person or entity, in whole or in part, or imposes a duty or 151  
liability that may require a person or entity to violate the 152  
other law or rule in whole or in part. If the rule duplicates, 153  
overlaps with, or conflicts with a rule adopted by another state 154  
agency, the two agencies shall determine which agency shall 155  
amend or rescind its rule and shall develop and execute a plan 156  
to work together to achieve the required oversight. 157

(7) Has an adverse impact on businesses, as determined 158  
under section 107.52 of the Revised Code; 159

~~(7) Whether the rule contains~~ (8) Has an adverse impact on 160  
any other person or entity; 161

(9) Contains words or phrases having meanings that in 162  
contemporary usage are understood as being derogatory or 163

offensive; <del>and</del>	164
<del>(8) Whether the rule requires</del> <u>(10) Requires liability</u>	165
insurance, a bond, or any other financial responsibility	166
instrument as a condition of licensure;	167
<u>(11) Imposes a more severe duty or liability than</u>	168
<u>restrictions in neighboring states in order to accomplish the</u>	169
<u>same goal.</u>	170
In making its review, the agency shall consider the	171
continued need for the rule, the nature of any complaints or	172
comments received concerning the rule, and any relevant factors	173
that have changed in the subject matter area affected by the	174
rule.	175
(B) On the basis of its review of the existing rule, the	176
agency shall determine whether the existing rule needs to be	177
amended or rescinded.	178
(1) If the existing rule needs to be amended or rescinded,	179
the agency, on or before the review date of the existing rule,	180
shall commence the process of amending or rescinding the	181
existing rule in accordance with its review of the rule.	182
(2) If the existing rule does not need to be amended or	183
rescinded, proceedings shall be had under section 106.031 of the	184
Revised Code.	185
Upon the request of the agency that adopted an existing	186
rule, the joint committee on agency rule review may extend the	187
review date of the rule to a date that is not later than one	188
hundred eighty days after the review date assigned to the rule	189
by the agency. Not more than two such extensions may be allowed.	190
<b>Sec. 106.031.</b> If an agency, on the basis of its review of	191

a rule under section 106.03 of the Revised Code, determines that 192  
the rule does not need to be amended or rescinded, proceedings 193  
shall be had as follows: 194

(A) (1) If, considering only the standard of review 195  
specified in division (A) ~~(6)~~ (7) of section 106.03 of the 196  
Revised Code, the rule has an adverse impact on businesses, the 197  
agency shall prepare a business impact analysis that describes 198  
its review of the rule under that division and that explains why 199  
the regulatory intent of the rule justifies its adverse impact 200  
on businesses. If the rule does not have an adverse impact on 201  
businesses, the agency may proceed under division (B) of this 202  
section. 203

(2) The agency shall transmit a copy of the full text of 204  
the rule and the business impact analysis electronically to the 205  
common sense initiative office. The office shall make the rule 206  
and analysis available to the public on its web site under 207  
section 107.62 of the Revised Code. 208

(3) The agency shall consider any recommendations made by 209  
the office. 210

(4) Not earlier than the sixteenth business day after 211  
transmitting the rule and analysis to the office, the agency 212  
shall either (a) proceed under divisions (A) (5) and (B) of this 213  
section or (b) commence, under division (B) (1) of section 106.03 214  
of the Revised Code, the process of rescinding the rule or of 215  
amending the rule to incorporate into the rule features the 216  
recommendations suggest will eliminate or reduce the adverse 217  
impact the rule has on businesses. If the agency determines to 218  
amend or rescind the rule, the agency is not subject to the time 219  
limit specified in division (B) (1) of section 106.03 of the 220  
Revised Code. 221

(5) If the agency receives recommendations from the office, and determines not to amend or rescind the rule, the agency shall prepare a memorandum of response that explains why the rule is not being rescinded or why the recommendations are not being incorporated into the rule.

(B) The agency shall assign a new review date to the rule. The review date assigned shall be not later than five years after the immediately preceding review date pertaining to the rule. If the agency assigns a review date that exceeds the five-year maximum, the review date is five years after the immediately preceding review date. The immediately preceding review date includes the date of the review of a rule under section 106.032 of the Revised Code.

(C) (1) The agency shall file all the following, in electronic form, with the joint committee on agency rule review, the secretary of state, and the director of the legislative service commission: a copy of the rule specifying its new review date, a complete and accurate rule summary and fiscal analysis, and, if relevant, a business impact analysis of the rule, any recommendations received from the common sense initiative office, and any memorandum of response.

(2) Subject to section 106.05 of the Revised Code, the joint committee does not have jurisdiction to review, and shall reject, the filing of a rule under division (C) (1) of this section if, at any time while the rule is in its possession, it discovers that the rule has an adverse impact on businesses and the agency has not complied with division (A) of this section. The joint committee shall electronically return a rule that is rejected to the agency, together with any documents that were part of the filing. Such a rejection does not preclude the

agency from refiling the rule under division (C) (1) of this 252  
section after complying with division (A) of this section. When 253  
the filing of a rule is rejected under this division, it is as 254  
if the filing had not been made. 255

(D) The joint committee shall publish notice of the 256  
agency's determination not to amend or rescind the rule in the 257  
register of Ohio for four consecutive weeks after the rule is 258  
filed under division (C) of this section. 259

(E) During the ninety-day period after a rule is filed 260  
under division (C) of this section, but after the four-week 261  
notice period required by division (D) of this section has 262  
ended, the joint committee may recommend to the senate and house 263  
of representatives the adoption of a concurrent resolution 264  
invalidating the rule if the joint committee finds any of the 265  
following: 266

(1) The agency improperly applied the standards in 267  
division (A) of section 106.03 of the Revised Code in reviewing 268  
the rule and in determining that the rule did not need amendment 269  
or rescission. 270

(2) The rule has an adverse impact on businesses, and the 271  
agency has failed to demonstrate through a business impact 272  
analysis, recommendations from the common sense initiative 273  
office, and a memorandum of response that the regulatory intent 274  
of the rule justifies its adverse impact on businesses. 275

(3) If the rule incorporates a text or other material by 276  
reference, any of the following applies: 277

(a) The citation accompanying the incorporation by 278  
reference is not such as reasonably would enable a reasonable 279  
person to whom the rule applies readily and without charge to 280

find and inspect the incorporated text or other material;	281
(b) The citation accompanying the incorporation by	282
reference is not such as reasonably would enable the joint	283
committee readily and without charge to find and inspect the	284
incorporated text or other material; or	285
(c) The rule has been exempted in whole or in part from	286
sections 121.71 to 121.74 of the Revised Code on grounds the	287
incorporated text or other material has one or more of the	288
characteristics described in division (B) of section 121.75 of	289
the Revised Code, but the incorporated text or other material	290
actually does not have any of those characteristics.	291
<u>(4) The agency has failed to justify the retention of a</u>	292
<u>rule containing a regulatory restriction.</u>	293
If the agency fails to comply with section 106.03 or	294
106.031 of the Revised Code, the joint committee shall afford	295
the agency an opportunity to appear before the joint committee	296
to show cause why the agency has not complied with either or	297
both of those sections. If the agency appears before the joint	298
committee at the time scheduled for the agency to show cause,	299
and fails to do so, the joint committee, by vote of a majority	300
of its members present, may recommend the adoption of a	301
concurrent resolution invalidating the rule for the agency's	302
failure to show cause. Or if the agency fails to appear before	303
the joint committee at the time scheduled for the agency to show	304
cause, the joint committee, by vote of a majority of its members	305
present, may recommend adoption of a concurrent resolution	306
invalidating the rule for the agency's default.	307
When the joint committee recommends that a rule be	308
invalidated, the recommendation does not suspend operation of	309

the rule, and the rule remains operational pending action by the senate and house of representatives on the concurrent resolution embodying the recommendation. If the senate and house of representatives adopt the concurrent resolution, the rule is invalid. If, however, the senate and house of representatives do not adopt the resolution, the rule continues in effect, and shall next be reviewed according to the new review date assigned to the rule.

Sec. 107.57. (A) In the course of evaluating draft rules and business impact analyses under sections 107.51 to 107.55 of the Revised Code, or at any other time, the common sense initiative office may review any rules containing regulatory restrictions that a state agency is required to include in its inventory of regulatory restrictions under section 121.95 of the Revised Code. If the common sense initiative office determines, based on the criteria described in division (A) of section 106.03 of the Revised Code, that a state agency should eliminate a regulatory restriction, the common sense initiative office shall notify the state agency that it is required to eliminate that regulatory restriction, and the state agency shall eliminate it.

(B) If a state agency objects to the elimination of a regulatory restriction that the common sense initiative office has determined should be eliminated under division (A) of this section, the state agency may appeal that decision to the joint committee on agency rule review. If the joint committee also determines, based on the criteria described in division (A) of section 106.03 of the Revised Code, that the state agency should eliminate the regulatory restriction, the state agency shall eliminate it.

(C) As used in this section, "state agency" has the same meaning as in section 121.95 of the Revised Code. 340  
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**Sec. 121.031.** The administrative department head of an administrative department created under section 121.02 of the Revised Code or an administrative department head appointed under section 121.03 of the Revised Code may direct an otherwise independent official or state agency that is organized under the administrative department or administrative department head as necessary to achieve reductions in regulatory restrictions in rules in compliance with sections 121.95, 121.951, 121.952, and 121.953 of the Revised Code. 342  
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**Sec. 121.95.** (A) As used in ~~this section~~ sections 121.95, 121.951, 121.952, and 121.953 of the Revised Code, "state agency" means an administrative department created under section 121.02 of the Revised Code, an administrative department head appointed under section 121.03 of the Revised Code, and a state agency organized under an administrative department or administrative department head. "State agency" also includes the department of education, the state lottery commission, the Ohio casino control commission, the state racing commission, and the public utilities commission of Ohio. Rules adopted by an otherwise independent official or entity organized under a state agency shall be attributed to the agency under which the official or entity is organized for the purposes of ~~this section~~ sections 121.95, 121.951, 121.952, and 121.953 of the Revised Code. 351  
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(B) Not later than December 31, 2019, a state agency shall review its existing rules to identify rules having one or more regulatory restrictions that require or prohibit an action and prepare a base inventory of the regulatory restrictions in its 366  
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existing rules. Rules that include the words "shall," "must," 370  
"require," "shall not," "may not," and "prohibit" shall be 371  
considered to contain regulatory restrictions. 372

(C) In the base inventory, the state agency shall indicate 373  
all of the following concerning each regulatory restriction: 374

(1) A description of the regulatory restriction; 375

(2) The rule number of the rule in which the regulatory 376  
restriction appears; 377

(3) The statute under which the regulatory restriction was 378  
adopted; 379

(4) Whether state or federal law expressly and 380  
specifically requires the agency to adopt the regulatory 381  
restriction or the agency adopted the regulatory restriction 382  
under the agency's general authority; 383

(5) Whether removing the regulatory restriction would 384  
require a change to state or federal law, provided that removing 385  
a regulatory restriction adopted under a law granting the agency 386  
general authority shall be presumed not to require a change to 387  
state or federal law; 388

(6) Any other information the joint committee on agency 389  
rule review considers necessary. 390

(D) The state agency shall compute and state the total 391  
number of regulatory restrictions indicated in the base 392  
inventory, shall post the base inventory on its web site, and 393  
shall electronically transmit a copy of the inventory to the 394  
joint committee. The joint committee shall review the base 395  
inventory, then transmit it electronically to the speaker of the 396  
house of representatives and the president of the senate. 397

(E) The following types of rules or regulatory	398
restrictions are not required to be included in a state agency's	399
inventory of regulatory restrictions:	400
(1) An internal management rule;	401
(2) An emergency rule;	402
(3) A rule that state or federal law requires the state	403
agency to adopt verbatim;	404
(4) A regulatory restriction contained in materials or	405
documents incorporated by reference into a rule pursuant to	406
sections 121.71 to 121.75 of the Revised Code;	407
(5) A rule adopted pursuant to section 1347.15 of the	408
Revised Code;	409
(6) A rule concerning instant lottery games;	410
(7) Any other rule that is not subject to review under	411
Chapter 106. of the Revised Code.	412
(F) Beginning on the effective date of this section and	413
ending on June 30, <del>2023</del> 2025, a state agency may not adopt a new	414
regulatory restriction unless it simultaneously removes two or	415
more other existing regulatory restrictions. The state agency	416
may not satisfy this section by merging two or more existing	417
regulatory restrictions into a single surviving regulatory	418
restriction.	419
<u>Sec. 121.951. (A) (1) Using the criteria listed in division</u>	420
<u>(A) of section 106.03 of the Revised Code, a state agency shall</u>	421
<u>amend or rescind rules identified in its base inventory of</u>	422
<u>regulatory restrictions prepared under section 121.95 of the</u>	423
<u>Revised Code as necessary to reduce the total number of</u>	424
<u>regulatory restrictions by thirty per cent, according to the</u>	425

following schedule: 426

(a) A ten per cent reduction not later than June 30, 2023; 427

(b) A twenty per cent reduction not later than June 30, 428  
2024; and 429

(c) The thirty per cent reduction not later than June 30, 430  
2025. 431

When a state agency has achieved a reduction of any 432  
percentage in regulatory restrictions, whether or not as 433  
specified in this section, the state agency may not adopt or 434  
maintain regulatory restrictions that would negate the 435  
reduction. 436

(2) Beginning July 1, 2025, a state agency that has not 437  
achieved the specified thirty per cent reduction may not adopt a 438  
new regulatory restriction unless it simultaneously removes two 439  
or more other existing regulatory restrictions, until the 440  
specified thirty per cent reduction has been achieved. The state 441  
agency may not fulfill this requirement by merging two or more 442  
existing regulatory restrictions into a single surviving 443  
regulatory restriction. 444

(3) A state agency is encouraged to continue to reduce 445  
regulatory restrictions after it has achieved the specified 446  
thirty per cent reduction. 447

(B) (1) Not later than September 15, 2022, a state agency 448  
shall prepare an historical report of its progress in reducing 449  
regulatory restrictions over the period of time beginning when 450  
the agency prepared its base inventory under section 121.95 of 451  
the Revised Code and ending on June 30, 2022. Annually 452  
thereafter, a state agency shall prepare an historical report of 453  
its progress in reducing regulatory restrictions over the 454

preceding fiscal year. The state agency shall explain in the 455  
report how it applied the criteria described in division (A) of 456  
section 106.03 of the Revised Code to its determinations as to 457  
which regulatory restrictions to amend or rescind. The state 458  
agency shall include a revised inventory of regulatory 459  
restrictions with the report. 460

(2) In the revised inventory, in addition to the 461  
information required by section 121.95 of the Revised Code, the 462  
state agency shall compute the percentage net reduction in 463  
regulatory restrictions by subtracting the current number of 464  
regulatory restrictions from the number of regulatory 465  
restrictions identified in the base inventory and then dividing 466  
the resulting number by the number of regulatory restrictions in 467  
the base inventory. 468

(3) The state agency shall transmit the report 469  
electronically to the joint committee on agency rule review. The 470  
joint committee shall review the report and shall transmit it 471  
electronically to the speaker of the house of representatives 472  
and the president of the senate. The state agency shall continue 473  
preparing and transmitting annual reports until it has reported 474  
that it has achieved the required reduction in regulatory 475  
restrictions. 476

**Sec. 121.952.** If a state agency fails to reduce regulatory 477  
restrictions by a required percentage within one hundred twenty 478  
days after a reduction deadline in section 121.951 of the 479  
Revised Code, the joint committee on agency rule review shall 480  
afford the state agency an opportunity to appear before the 481  
joint committee to show cause why the agency's required 482  
reduction in regulatory restrictions should be lessened. If the 483  
joint committee determines that the state agency has shown 484

cause, the joint committee shall determine a lessened required 485  
reduction in regulatory restrictions for that agency and shall 486  
submit a written report to the speaker of the house of 487  
representatives and the president of the senate, indicating the 488  
lessened required reduction in regulatory restrictions for that 489  
agency and the reason the joint committee determined that 490  
lessened required reduction. 491

**Sec. 121.953.** (A) Effective July 1, 2025, the number of 492  
regulatory restrictions in this state shall not exceed a number 493  
of regulatory restrictions determined by the joint committee on 494  
agency rule review in accordance with this section. The joint 495  
committee shall determine that number by calculating, for each 496  
agency, the number of regulatory restrictions identified by the 497  
agency in the base inventory prepared under section 121.95 of 498  
the Revised Code, minus the number of regulatory restrictions 499  
that represents the percentage reduction the state agency is 500  
required to achieve, and then totaling the resulting numbers for 501  
all state agencies. The joint committee shall consider any 502  
lessened required reductions under section 121.952 of the 503  
Revised Code. 504

(B) A state agency shall contact the joint committee 505  
before submitting a proposed rule containing a regulatory 506  
restriction, and the joint committee shall determine whether 507  
adopting the regulatory restriction would cause the state to 508  
exceed the number of regulatory restrictions permitted under 509  
this section. A state agency may not adopt a rule if by adopting 510  
the rule the state agency would cause the number of regulatory 511  
restrictions to exceed the state limit as determined by the 512  
joint committee. 513

**Section 2.** That existing sections 106.021, 106.03, 514

106.031, and 121.95 of the Revised Code are hereby repealed.

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