

# Ohio Administrative Rulemaking Process





# Initial Public Comment Period

- In addition to feedback from the Committee, Medical Marijuana Control Program agencies will provide interested parties the opportunity to allow input on rules as they are drafted and prior to their submission to CSI.
- Opportunity for comment will be posted to the Ohio Medical Marijuana Control Program website:  
<http://medicalmarijuana.ohio.gov/Rules>



# Administrative Rulemaking Process

File rules with the Common Sense Initiative (CSI), giving entities that may be impacted by the rules an opportunity to provide comment.



# Common Sense Initiative (CSI)

Operated by the Lieutenant Governor's Office

Affords an opportunity for impacted entities to provide comment

Minimum of 16 days to review. Review can take as long as CSI deems necessary.



# Administrative Rulemaking Process

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Receive recommendation from CSI



# CSI Recommendation

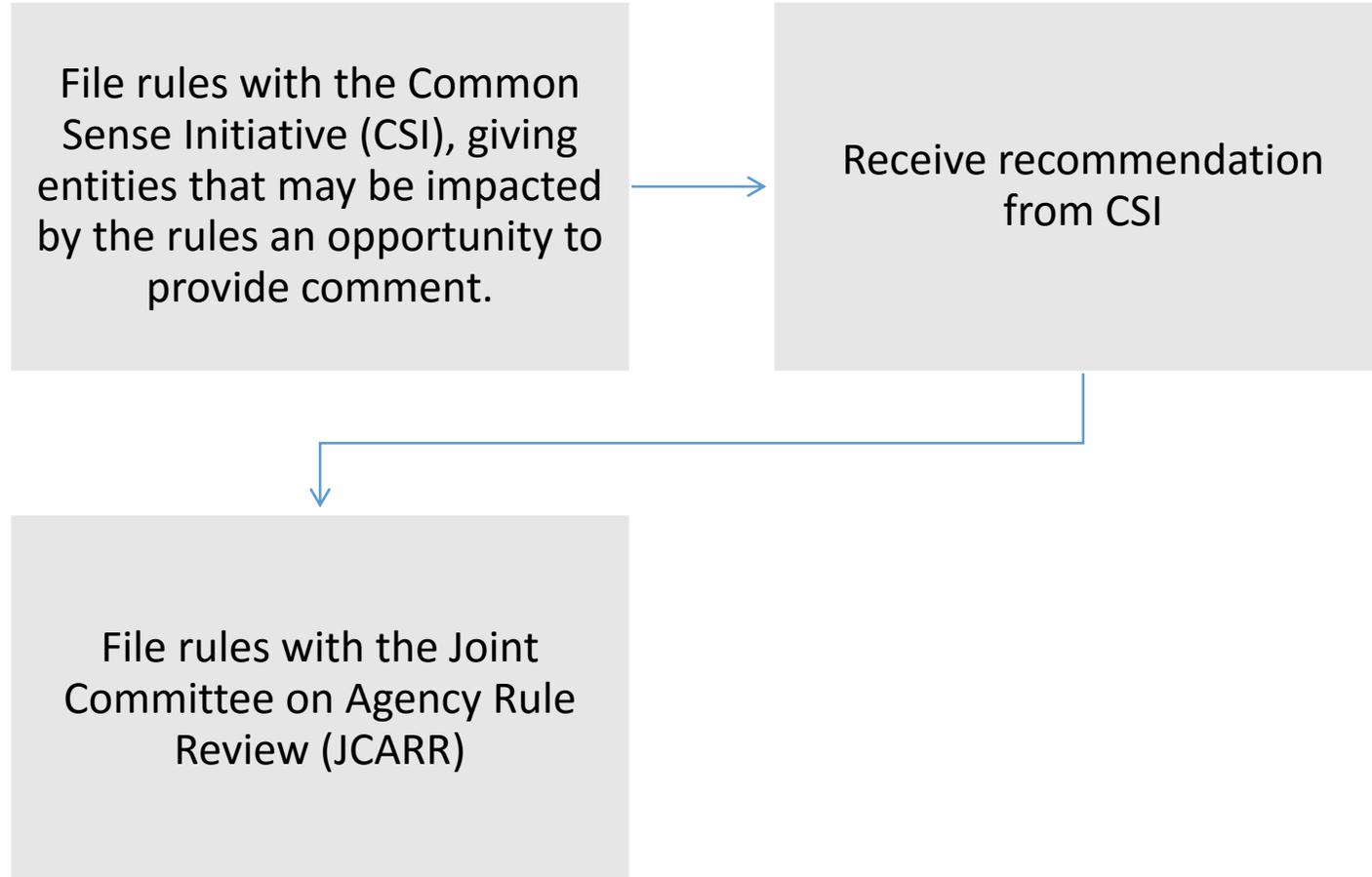
If CSI does not have suggestions it sends a memo to the agency acknowledging that its review is complete

The agency must respond acknowledge receipt of the memo

If changes were made based on the recommendation, those changes must be included in the agency's response

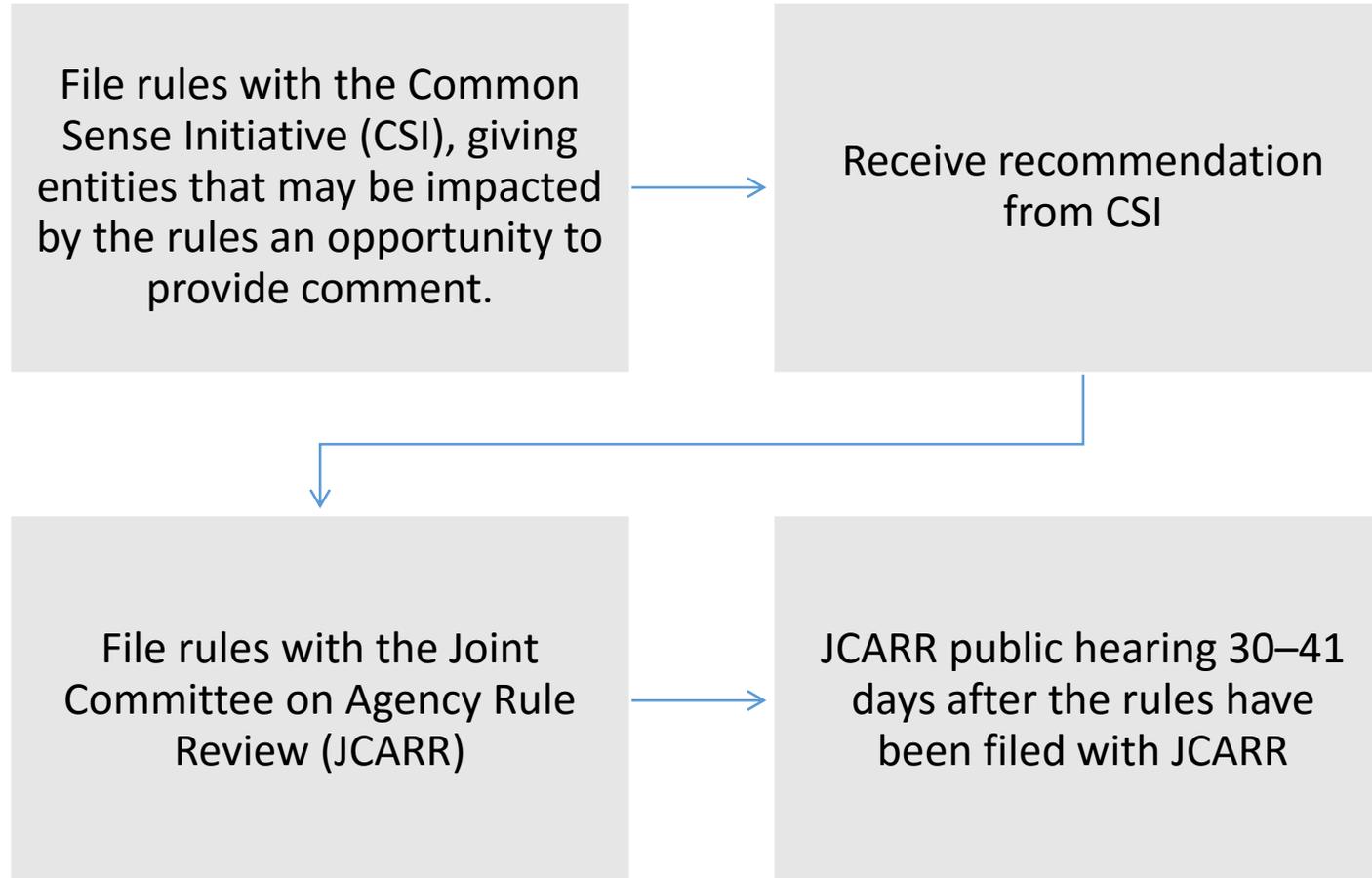


# Administrative Rulemaking Process





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# JCARR Public Rules Hearing

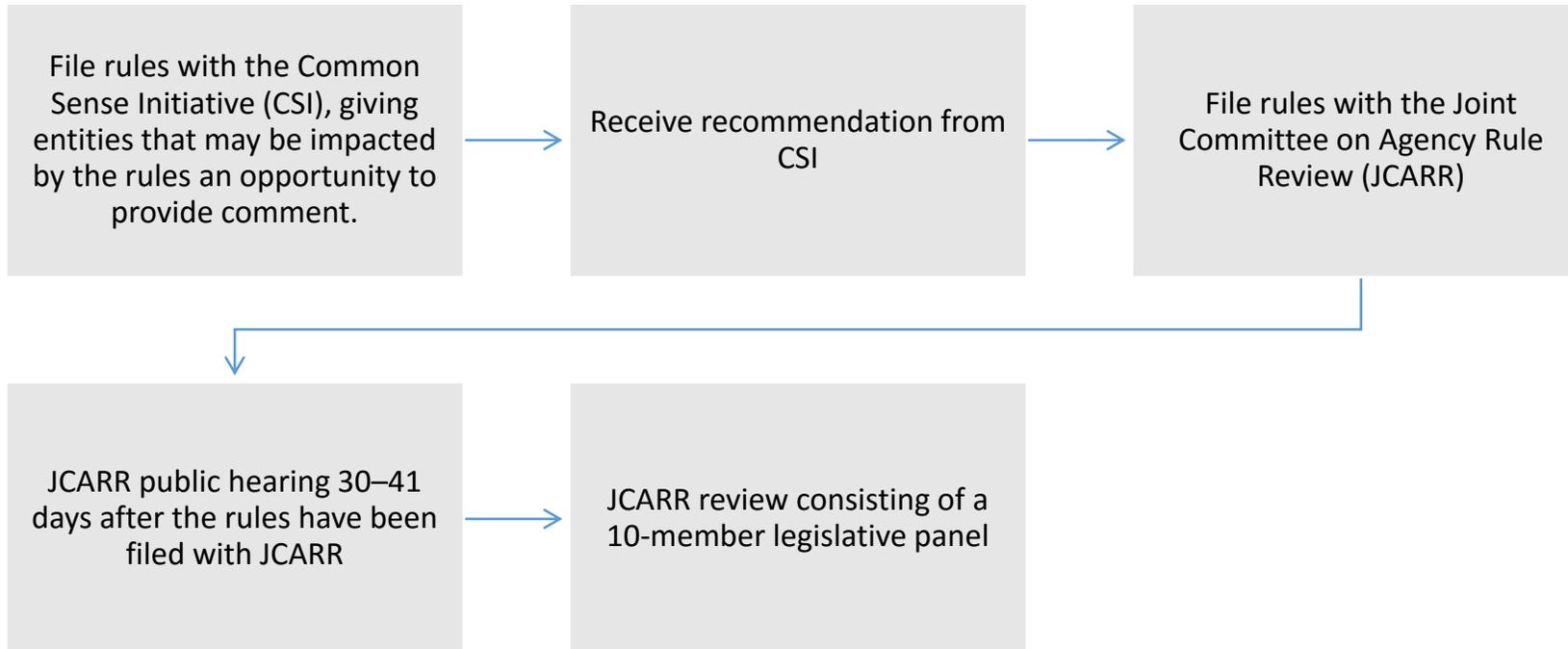
Allows for additional input on rules

All public notices are posted. In the case of the MMCP, notices will be posted at [www.medicalmarijuana.ohio.gov](http://www.medicalmarijuana.ohio.gov)

Public hearing notices and proposed rules will be posted on the register of Ohio's website: [www.registerofohio.state.oh.us](http://www.registerofohio.state.oh.us)



# Administrative Rulemaking Process





# JCARR Panel Review

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A 10-  
member  
legislative  
panel  
considers  
six factors

1. Do the rules exceed the agency's statutory authority?

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2. Do the rules conflict with an existing rule of that agency or another state agency?

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3. Do the rules conflict with legislative intent?

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4. Has the rule-making agency prepared a complete and accurate rule summary and fiscal analysis of the proposed rule, amendment, or rescission (R.C. 127.18)?

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5. Has the rule-making agency met the incorporation by reference standards for a text or other material as stated in Revised Code sections 121.72, 121.75, or 121.76?

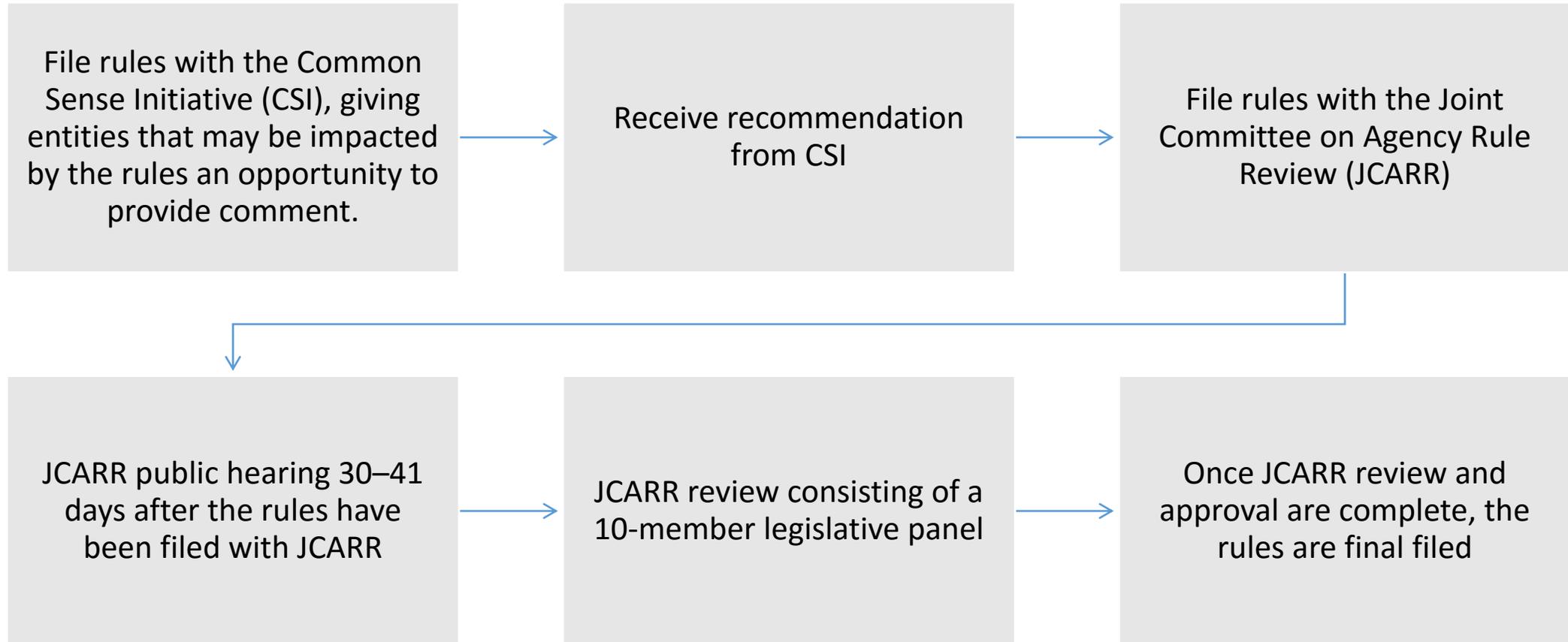
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6. If the rule has an adverse impact on business (R.C. 107.52), that the rule-making agency has demonstrated through the business impact analysis (BIA), the CSI recommendations and the agency's memorandum in response to CSI recommendations, that the rule's regulatory intent justifies its adverse impact on business.

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The entire JCARR process takes a minimum of 76 days.