



FINANCE COMMITTEE

WITNESS FORM

Today's Date: 5-5-11

Name: Larry Wolpert - JCARR Executive Director

Address: 77 S. High St

Columbus, OH 43215

Telephone: 614 - 644-7006

Representing: JCARR

Testifying on bill number: HB 153

Testifying as: Proponent

Opponent

Interested Party

Are you a registered lobbyist? YES NO

Are you submitting written testimony? YES NO

Comments: _____

House Bill 153
Senate Finance Committee
Joint Committee on Agency Rule Review (JCARR) Budget Testimony
Larry Wolpert, Executive Director
May 5, 2011

Good Afternoon Mr. Chairman and the members of the Senate Finance Committee.

I am Larry Wolpert the newly appointed Executive Director of the Joint Committee on Agency Rule Review or more commonly know as JCARR. JCARR was created in 1977 and consists of five House members and five Senate members.

The committee has the same powers as other standing or select committees and continues to meet when the General Assembly has adjourned. The role of JCARR is to review proposed, amended and rescinded administrative rules to ensure that the rule:

- Does not exceed the rule-making agency's statutory authority,
- Does not conflict with the legislative intent of the authorizing statute,
- Does not conflict with another rule of that agency or another rule-making agency,

- And, that the rule-making agency has prepared a complete and accurate rule summary and fiscal analysis.

If one or more of the above criteria has not been met, JCARR has the statutory authority to recommend a vote of invalidation. The motion is then voted on in the House and Senate as a concurrent resolution to invalidate the rule.

Please note effective January 1, 2012, under Senate Bill 2, JCARR will have the additional review responsibility of determining if the rule's adverse impact on business can be justified. If it cannot be justified, that could be the grounds for invalidation.

In the last six months JCARR has a lot of change. The Executive Director retired, and the two policy analysts obtained other positions and the Administrative Assistant retired. I am pleased to announce we have filled these vacant positions this month and when fully trained they will ensure that we can meet the demands of reviewing over 9,000 rules from over 130 agencies, boards and commissions.

Approximately 93% of JCARR's appropriation is used for staff and the remaining 7% is for supplies, maintenance and equipment. At full staffing levels JCARR has

a total of 5 positions. We also plan to participate in The Ohio State University's Legislation Clinic Internship Program and Capital University's Law School Internship program which could add two additional part time positions.

For the upcoming biennium, the requested JCARR budget is \$435,168 for FY2012 and FY 2013. This will allow JCARR to meet its current statutory responsibilities and the additional responsibilities of Senate Bill 2.

Thank you Mr. Chairman and members of the committee and I would be willing to answer any questions you may have.