

# Redbook

## LBO Analysis of Executive Budget Proposal

### Joint Committee on Agency Rule Review

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## Joint Committee on Agency Rule Review

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### Quick look...

- The Joint Committee on Agency Rule Review’s (JCARR) primary responsibility is to review proposed new, amended, and rescinded rules from over 100 state agencies to ensure they do not exceed the rulemaking authority granted them by the General Assembly.
- JCARR is a ten-member joint legislative committee supported by four full-time staff.
- Biennial recommendation of \$1.2 million: \$610,000 in FY 2024 and \$620,000 in FY 2025.
  - GRF line item 029321, Operating Expense, provides 100% of JCARR’s funding.
  - Uses of budget: personal services/payroll (96%) and supplies and maintenance (4%).

FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Estimate	FY 2024 Introduced	FY 2025 Introduced
<b>GRF ALI 029321, Operating Expenses</b>					
\$472,760	\$481,290	\$498,458	\$680,000	\$610,000	\$620,000
% change	1.8%	3.6%	36.4%	-10.3%	1.6%

### Agency overview

The Joint Committee on Agency Rule Review (JCARR), created in 1977 by the General Assembly is responsible for the oversight of proposed new, amended, and rescinded rules from over 100 state agencies. 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:

- Do not exceed the scope of the rulemaking agency’s statutory authority;
- Do not conflict with the rules of that agency or another rulemaking agency;
- Do not conflict with the intent of the legislature;
- Are accompanied by a complete and accurate rule summary and fiscal analysis;
- Meet the required standards for incorporation if the rule maker incorporated text by reference; and
- Determine, if a rule has an adverse impact on business, 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 2024-FY 2025 budget proposal

### Summary

R.C. 107.03(D) 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. The agency requested a total budget of \$610,000 for FY 2024 and \$620,000 for FY 2025 to maintain existing service and staffing levels.

### Proposed budget by expense category

The chart below presents the executive recommended biennial appropriation of \$1.2 million (FY 2024 and FY 2025 combined) by expense category. The appropriation is allocated as follows: 96% for personal services (payroll), with the remaining 4% for supplies and maintenance. These allocations may change over the course of the biennium, but historically, these percentages have remained relatively consistent from year to year.

