

## **OHIO BOARD OF REGENTS**

Agenda Item 3.1     Authorization to Amend Rule 3333-1-06

### **RESOLUTION**

WHEREAS, the language in §119.03 of the Ohio Revised Code, attached hereto as Attachment I, requires the Ohio Board of Regents to file a public notice with the register of Ohio within 30 days prior to the date set for public hearing regarding the adoption, amendment, or rescission of an administrative rule; and

WHEREAS, the language in §119.03 of the Ohio Revised Code allows the Board of Regents to give additional notice as the agency deems necessary; however, the giving of such notice shall not be mandatory and failure to give notice by any means other than in the register of Ohio shall not in any way invalidate any action which may be taken by the Board of Regents; and

WHEREAS, Ohio Administrative Code § 3333-1-06 (the Ohio Board of Regents existing rule) contains outdated process to provide public notice prior to a public hearing; and

WHEREAS, the Ohio Board of Regents desires to amend and conform its methods for informing the public of public hearings regarding the adoption, amendment, or rescission of an administrative rule to the process provided in §119.03 of the Ohio Revised Code.

NOW, THEREFORE,

BE IT RESOLVED: the Ohio Board of Regents hereby approves of the attached proposed rule and requests that staff take all steps necessary and proper to amend Ohio Administrative Code § 3333-1-06 pursuant to the process in §119.03 of the Ohio Revised Code and through filing with the Joint Commission on Agency Rule Review.