

**NOTICE OF PUBLIC HEARING  
OHIO DEPARTMENT OF PUBLIC SAFETY**

**Date:** August 20, 2013  
**Time:** 9:30 a.m.  
**Location:** Ohio Department of Public Safety  
1970 West Broad Street, Room 109  
Columbus, Ohio 43223

The Ohio Department of Public Safety (ODPS), Ohio Homeland Security, will conduct a public hearing for the purpose of soliciting comments on the proposed rescission of Chapter 4501:5-2, Identifying State Licenses Presenting Risks If Held By Individual With Terrorist Connection (aka DMA rules), of the Ohio Administrative Code (O.A.C.).

Chapter 4501:5-2 is proposed for rescission in response to provisions of H.B. 487 (129<sup>th</sup> G.A.), which rescinded the statutes that authorized ODPS to adopt the DMA rules.

The DMA rules were originally promulgated in accordance with S.B. 9 (126<sup>th</sup> G.A.), which authorized ODPS to adopt rules requiring various state licensees, vendors seeking a contract or grant funding from a governmental entity, or applicants for public employment to complete a Declaration of Material Assistance/Non-Assistance (DMA) form, answering whether they had provided material assistance to a terrorist organization listed on the U.S. Terrorist Exclusion List (U.S. TEL). S.B. 9 also required ODPS to adopt a rule listing chemicals (in addition to those already existing in law) that could be used to manufacture a weapon or explosive device. Other rules authorized by S.B. 9 detail the required steps to appeal a denial of a license, contract, or employment based on an affirmative answer on the DMA form. Lastly, one rule lists the entities on the U.S. TEL; this list was used as a reference in completing the DMA form.

Any persons affected by the proposed rescission of O.A.C. Chapter 4501:5-2 may appear at the hearing and be heard in person, or by an attorney, or both, or may present their position, argument, or contention in writing. Persons may offer and examine witnesses and present evidence to show that the proposed rescission will be unreasonable or unlawful if enacted.

Requests for copies of the proposed rules and/or public comments may be submitted in person or by mail at the following address: Ohio Department of Public Safety, Office of Legal Services, Suite 531C, 1970 West Broad Street, Columbus, Ohio 43223, Telephone: (614) 466-5605. The proposed rules may also be accessed electronically via Ohio Homeland Security's website at [http://publicsafety.ohio.gov/ohs\\_rules\\_notices.stm](http://publicsafety.ohio.gov/ohs_rules_notices.stm).