



MIKE DEWINE
GOVERNOR
STATE OF OHIO

Executive Order 2022-12D

The Emergency Amendment of Rule 122:5-3-02 of the Ohio Administrative Code
by the Ohio Department of Development

WHEREAS, Ohio Department of Development (“Development”) administers the Percentage of Income Payment Plan Program (“PIPP Program”), which helps eligible Ohioans manage their energy bills year-round; and

WHEREAS, Development seeks to expand eligibility to those with income at or below 175% of the federal poverty guidelines for the PIPP Program to ensure more Ohioans have access to energy assistance; and

WHEREAS, Section 4928.53 of the Ohio Revised Code authorizes Development to adopt rules for the PIPP Program; and

WHEREAS, Section 119.03(G) of the Ohio Revised Code authorizes the Governor, on the request of a State agency, to suspend the normal rule making procedures with respect to specific rules when an emergency exists necessitating the immediate adoption, amendment, or rescission of such rules. When such a determination is made, the agency may immediately adopt, amend, or rescind such rules, but the rules are only valid for one hundred and twenty (120) days; and

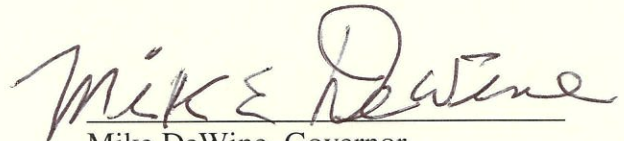
WHEREAS, Development has requested a determination whether an emergency exists that requires the amendment of rule 122:5-3-02 on an emergency basis and that would therefore permit Development to immediately amend this rule.

NOW THEREFORE, I, Mike DeWine, Governor of the State of Ohio, have determined, upon the request of Development, that an emergency exists requiring the immediate amendment of rule 122:5-3-02 the Ohio Administrative Code.

I hereby order that the procedures prescribed by Section 119.03 of the Ohio Revised Code with respect to the amendment of the specified rule be suspended and that Development be permitted to amend the rule immediately by filing it electronically with the Secretary of State, the Director of the Legislative Service Commission, and the Joint Committee on Agency Rule Review (“JCARR”).

Furthermore, I hereby order that this Executive Order be filed in electronic form with Development, the Secretary of State, the Director of the Legislative Service Commission, and JCARR.

I signed this Executive Order on July 27, 2022, in Columbus, Ohio, and it will expire one hundred and twenty (120) days from the effective date of the emergency rule, or upon the adoption of the rule through the normal JCARR process, whichever is sooner.


Mike DeWine, Governor



ATTEST:

Frank LaRose, Secretary of State