

**Rule Summary and Fiscal Analysis (Part A)****State Board Of Emergency Medical Services**

Agency Name

Division

**Heather Reed**

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**4765-11-08**

Rule Number

**AMENDMENT**

TYPE of rule filing

Rule Title/Tag Line

**Qualifications for instructors.****RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **Yes**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **4765.11, 4765.55**

5. Statute(s) the rule, as filed, amplifies or implements: **4765.55**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

This rule is being filed for the purpose of complying with Section 119.032 of the Revised Code.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE, then summarize the content of the rule:

This rule sets forth the general qualifications for firefighter and fire safety inspector instructors. New language in paragraph (A) clarifies that prospective trainees must

meet the admission qualifications in Rule 4765-11-03. In addition, compliance with continuing education requirements under paragraph (B) was amended to allow for a review every two years rather than every year. In accordance with this provision, the continued education requirements were changed from six hours per year to twelve hours every two years. In addition, language was removed that required attendance at update meetings held by the Division of EMS. Other changes include requiring instructors to teach sixteen hours of fire instruction rather than one fire course, and allowing the fire chief to approve courses for in-service training rather than the chartered program.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

*This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.*

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

*Not Applicable.*

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Paragraph (B)(1) of this rule is being revised to change the number of continuing education hours from twelve hours every two years to six hours every two years for fire instructors. The six hour requirement is consistent with the continuing education requirement for EMS instructors as found in Chapter 4765-18 of the Administrative Code.

12. 119.032 Rule Review Date: 7/15/2004

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

**FISCAL ANALYSIS**

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

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Not Applicable

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not Applicable

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

The amendments to this rule do not create an additional cost of compliance. Instructors will not incur any additional costs from being required to teach sixteen hours of fire instruction rather than one fire course; they may, in fact, financially benefit from teaching such additional hours. Similarly, the schools hiring the instructors will not incur additional costs in response to this amendment as the schools pay a set fee to provide an entire fire program, regardless of the number of hours taught by each instructor.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**