

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

Agency Name

Division

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4765-11-13

Rule Number

NEW

TYPE of rule filing

Rule Title/Tag Line

Firefighter II curriculum.**RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **Yes**

Bill Number: **HB401**General Assembly: **126**Sponsor: **Law**

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: **4765.55**

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 proposed in accordance with HB 401 (126th G.A.). This bill requires the Executive Director of the Division of EMS, with advice and counsel of the Firefighter and Fire Safety Inspector Committee, to adopt rules regarding, in general, training and education standards and certification and renewal requirements for firefighters, fire safety inspectors, fire instructors, and fire charters, as well as disciplinary guidelines and procedures for such certificate holders.

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 establishes the curriculum for a chartered program to train individuals to the firefighter II certification level.

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 rule is in compliance with the exception of R.C. 121.75(E) because: the incorporated courses are generally accepted training standards familiar to firefighters and fire safety inspectors; the incorporated courses are available via the identified NFPA web site and EMS web site and most firefighters, fire safety inspectors and/or chartered training programs have access to a computer; the incorporated courses are intelligible to firefighters and fire safety inspectors who are enrolling in or teaching a fire training program; and the rule includes the applicable date of the incorporated course materials.

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 rule is in compliance with the exception of R.C. 121.75(E) because: the incorporated courses are generally accepted training standards familiar to firefighters and fire safety inspectors; the incorporated courses are available via the identified NFPA web site and EMS web site and most firefighters, fire safety inspectors and/or chartered training programs have access to a computer; the incorporated courses are intelligible to firefighters and fire safety inspectors who are enrolling in or teaching a fire training program; and the rule includes the applicable date of the incorporated course materials.

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:

Not Applicable.

12. 119.032 Rule Review Date:

(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:

New language requires students taking a Firefighter II course to submit proof of successful completion of NIMS training. This requirement is already listed in former rule 4765-11-03 and is being moved to each respective curriculum rule. As such, there is no additional cost of compliance. Schools have the ability to enter into written affiliation agreements to provide equipment and apparatus necessary to complete the training requirement. Students enrolling in the Firefighter II course

must still pay for the cost of the course, which is approximately \$1,200.00; however cost will vary by location. There is no cost to county or municipal governments for these courses unless they choose to pay the costs of the individual's Firefighter II course. Partial reimbursement is available through the State Fire Marshal's office.

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**