

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4765-12-03
Rule Type: Amendment
Rule Title/Tagline: Emergency medical responder continuing education.
Agency Name: State Board of Emergency Medical, Fire, and Transportation Services
Division:
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I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 3/12/2018
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4765.11
5. **What statute(s) does the rule implement or amplify?** 4765.16, 4765.24, 4765.31
6. **What are the reasons for proposing the rule?**

This rule is being filed according to a R.C. 106.03 periodic rule review.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

Rule 4765-12-03 sets forth the continuing education requirements necessary to renew a certificate to practice as an emergency medical responder. This rule refers readers to the incorporated by reference rule.

Rules OAC 4765-12-03 is amended to update the titles of referenced materials.

8. **Does the rule incorporate material by reference? Yes**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.71 to 121.76, please explain the basis for the exemption and how an individual can find the referenced material.**

OAC rule 4765-12-03 incorporates the form "EMS Renewal Application." To comply with sections 121.71 to 121.74 of the Revised Code, this rule refers readers to OAC rule 4765-1-03, which provides the editions and dates of the materials and the website addresses where the information may be accessed.

A paper version of "EMS Renewal Application" or form EMS 0043 dated August 2016 is filed as a PDF with rule 4765-1-03 (Incorporated by Reference) in a rule package filed on the same date as this rule package.

"EMS Renewal Application" is made available to a holder of an EMS provider certificate who wishes to renew the certificate and can be accessed at the division's renewal website at <https://services.dps.ohio.gov/EMSProviders>.

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

Not Applicable

II. Fiscal Analysis

11. **As a result of this proposed rule, please estimate the increase / decrease in revenues or expenditures affecting this agency, or the state generally, in the current biennium or future years. If the proposed rule is likely to have a different fiscal effect in future years, please describe the expected difference and operation.**

This will have no impact on revenues or expenditures.

\$0.00

Not Applicable.

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

The cost of compliance for certificate holders (stakeholders) to obtain required continuing education may depend upon whether or not an individual's department

provides in-service training and the extent to which the scope of practice is adopted into local protocol by the responder's EMS organization and medical director. EMS organizations and their medical directors determine the level of emergency medical services that responders perform.

SOURCE: Division of EMS Education & Testing Section

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B).** No
14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C).** No

III. Common Sense Initiative (CSI) Questions

15. **Was this rule filed with the Common Sense Initiative Office?** Yes
16. **Does this rule have an adverse impact on business?** Yes
 - A. **Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business?** Yes

This rule requires renewal of a certificate to practice to serve as an emergency medical responder.
 - B. **Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms?** No
 - C. **Does this rule require specific expenditures or the report of information as a condition of compliance?** Yes

This rule in and of itself does not require the report of information, however, certificate holders who are audited are required to provide documentation of CE as a condition of compliance. Each month ten percent of renewed certificates from all levels of EMS and instructor certifications are randomly selected for audit. In addition, any EMS certificate holders who renews while on an extension is audited.

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medical director. EMS organizations and their medical directors determine the level of emergency medical services that responders perform.

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