

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4765-12-05

Rule Type: Amendment

Rule Title/Tagline: Emergency medical responder curriculum.

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?** 8/29/2023
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, 4765.162
6. **Does the rule implement a federal law or rule in a manner that is more stringent or burdensome than the federal law or regulation requires?** No
 - A. **If so, what is the citation to the federal law or rule?** Not Applicable
7. **What are the reasons for proposing the rule?**

This rule is being is being filed according to a R.C. 106.03 periodic rule review, and to simplify the comment related to the incorporated by reference rule and to reflect EMFTS Board action.
8. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

Rule 4765-12-05 sets forth the curriculum standards to be met by an emergency medical responder training program. This rule refers readers to the incorporated by reference rule. Rule 4765-12-05 is amended to simplify the comment related to the incorporated by reference rule, to revise paragraph (B) to establish core and discretionary competencies in the scope of practice curriculum as approved by the EMFTS Board in April 2022, and to establish dementia training in the curriculum as required by HB23 (134th General Assembly).

- 9. Does the rule incorporate material by reference? Yes**
- 10. If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

OAC rule 4765-12-05 incorporates the forms "National EMS Education Standards" (January, 2009), "Ohio Approved EMS Curriculum Standards" (February, 2012), and "Emergency Medical Responder Refresher Training Program" (May, 2012). 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.

"National EMS Education Standards" and "Ohio Approved EMS Curriculum Standards" are published at the division's EMS Forms & Applications website at <https://ems.ohio.gov/forms-and-applications>. "Emergency Medical Responder Refresher Training Program" is published at the division's Approved Ohio Curricula website at <https://ems.ohio.gov/programs-services/program-directors/approved-ems-ce-program/ohio-approved-curricula/ohio-approved-curricula>.

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

This revision adds to the statutes amplified by this rule.

II. Fiscal Analysis

- 12. Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

\$0

Not Applicable

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

Costs of compliance for accredited institutions (stakeholders) vary depending on the levels of training provided, typical class size, instructor salaries, supplies, equipment, and affiliations as the institution deems appropriate. The institutions have the sole ability to dictate the tuition costs of their programs based on budgetary needs. These regulations do not require an institution to provide specific levels of EMS training programs, only those that the institution has voluntarily applied to provide. In general, accredited institutions provide EMR training for a tuition fee of \$300 to \$700.

SOURCE: Division of EMS Education and Testing Staff

14. Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No

15. Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No

16. If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.

Not Applicable

III. Common Sense Initiative (CSI) Questions

17. Was this rule filed with the Common Sense Initiative Office? Yes

18. 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? No

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

Costs of compliance for accredited institutions (stakeholders) vary depending on the levels of training provided, typical class size, instructor salaries, supplies, equipment, and affiliations as the institution deems appropriate. The institutions have the sole ability to dictate the tuition costs of their programs based on budgetary needs. These regulations do not require an institution to provide specific levels of EMS training programs, only those that the institution has voluntarily applied to provide. In general, accredited institutions provide EMR training for a tuition fee of \$300 to \$700.

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- D. **Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies?** No

IV. Regulatory Restriction Requirements under S.B. 9. Note: This section only applies to agencies described in R.C. 121.95(A).

19. **Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95?** No

- A. **How many new regulatory restrictions do you propose adding to this rule?**

Not Applicable

- B. **How many existing regulatory restrictions do you propose removing from this rule?**

Not Applicable

- C. **If you are not removing existing regulatory restrictions from this rule, please list the rule number(s) from which you are removing restrictions.**

Not Applicable

- D. **Please justify the adoption of the new regulatory restriction(s).**

Not Applicable