

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

Agency Name

Division

**Anna Firestone**

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**4765-15-05**

Rule Number

**AMENDMENT**

TYPE of rule filing

Rule Title/Tag Line

**Emergency medical technician curriculum.****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**

5. Statute(s) the rule, as filed, amplifies or implements: **4765.16**

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

The rule is being filed according to a R.C. 119.032 review.

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:

The rule sets forth the curriculum requirements to be followed by an emergency medical technician (EMT) training program and an EMT refresher training program which begins on or after September 1, 2012.

Pursuant to 121.72 of the Revised Code, language has been amended to include the citation, address and location of the incorporated materials referenced in the rule.

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:

The materials incorporated by reference in this rule are being filed as part of this package. The Division of EMS has also explained in the rule how persons affected by the rule can obtain copies of the text that have been incorporated by reference at [http://ems.ohio.gov/ems\\_education.stm](http://ems.ohio.gov/ems_education.stm).

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:

N/A

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. If applicable, indicate each specific paragraph of the rule that has been modified:

*Not Applicable.*

12. 119.032 Rule Review Date: **7/9/2013**

(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.

0

This rule is not expected to impact the agency's budget in the current biennium.

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

N/A

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 estimated cost of compliance was determined by the education subcommittee of the EMS board by averaging anticipated expenditures submitted by EMS providers, EMS accredited training organizations, private ambulance agencies and fire service organizations representing full-time and volunteer fire departments.

The estimated costs include the general business expense for an accredited institution operating an EMT training program. The rule does not mandate an accredited institution to purchase training equipment. The tuition cost to the EMS student range from \$500-\$1200 for EMT training. The average cost of doing business for an EMS accredited institution operating a 150-hour AEMT training program is \$85,260.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **Yes**

You must complete Part B of the Rule Summary and Fiscal Analysis in order to comply with Am. Sub. S.B. 33 of the 120th General Assembly.

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

**S.B. 2 (129th General Assembly) Questions**

18. Has this rule been filed with the Common Sense Initiative Office pursuant to R.C. 121.82? **Yes**

19. Specific to this rule, answer the following:

A.) Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? **Yes**

Yes. Pursuant to section 4765.50 of the Revised Code, no person shall operate an EMS training program without a certificate of accreditation issued under section 4765.17 of the Revised Code.

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? **Yes**

Yes. The EMS Board may impose an administrative sanction up to and including revocation of a certificate of accreditation for any violation of chapter 4765 of the Revised Code or any rule adopted under it pursuant to section 4765.18 of the Revised Code.

C.) Does this rule require specific expenditures or the report of information as a condition of compliance? **Yes**

The estimated cost of compliance was determined by the education subcommittee of the EMS board by averaging anticipated expenditures submitted by EMS providers, EMS accredited training organizations, private ambulance agencies and fire service organizations representing full-time and volunteer fire departments.

The estimated costs include the general business expense for an accredited institution operating an EMT training program. The rule does not mandate an accredited institution to purchase training equipment. The tuition cost to the EMS student range from \$500-\$1200 for EMT training. The average cost of doing business for an EMS accredited institution operating a 150-hour AEMT training program is \$85,260.

**Rule Summary and Fiscal Analysis (Part B)**

1. Does the Proposed rule have a fiscal effect on any of the following?

(a) School Districts	(b) Counties	(c) Townships	(d) Municipal Corporations
<b>Yes</b>	<b>Yes</b>	<b>Yes</b>	<b>Yes</b>

2. Please provide an estimate in dollars of the cost of compliance with the proposed rule for school districts, counties, townships, or municipal corporations. If you are unable to provide an estimate in dollars, please provide a written explanation of why it is not possible to provide such an estimate.

The estimated costs of compliance for stakeholders include the general business expense of an accredited institution operating an emergency medical technician (EMT) training program in compliance with 4765-7-02 of the Administrative Code. An accredited institution could incur direct labor costs for certified EMS instructors and clinical preceptors. The rule does not mandate an accredited institution to purchase training equipment. A student could incur tuition fees of five-hundred to twelve-hundred dollars.

3. If the proposed rule is the result of a federal requirement, does the proposed rule exceed the scope and intent of the federal requirement? **No**

4. If the proposed rule exceeds the minimum necessary federal requirement, please provide an estimate of, and justification for, the excess costs that exceed the cost of the federal requirement. In particular, please provide an estimate of the excess costs that exceed the cost of the federal requirement for (a) school districts, (b) counties, (c) townships, and (d) municipal corporations.

*Not Applicable.*

5. Please provide a comprehensive cost estimate for the proposed rule that includes the procedure and method used for calculating the cost of compliance. This comprehensive cost estimate should identify all of the major cost categories including, but not limited to, (a) personnel costs, (b) new equipment or other capital costs, (c) operating costs, and (d) any indirect central service costs.

The estimated cost of compliance was determined by the education subcommittee of the EMS board by averaging anticipated expenditures submitted by EMS

providers, EMS accredited training organizations, private ambulance agencies and fire service organizations representing full-time and volunteer fire departments.

The estimated costs include the general business expense of an accredited institution operating an EMT training program. The rule does not mandate an accredited institution to purchase training equipment. The tuition cost to the EMS student range from \$500-\$1200 for EMT training. The average cost to operate a 150-hour EMT training program in Ohio is \$85,260.

(a) Personnel Costs

EMS Instructor Salaries/Benefits \$73,746

(b) New Equipment or Other Capital Costs

Equipment \$0

(c) Operating Costs

Operations \$6514

(d) Any Indirect Central Service Costs

Indirect Services \$5000.00

(e) Other Costs

Other Costs \$0

6. Please provide a written explanation of the agency's and the local government's ability to pay for the new requirements imposed by the proposed rule.

Pursuant to 4765.07 of the Revised Code the state board of emergency medical services administers a grant program under which first priority is given to emergency medical service organizations to fund the training and equipping emergency medical service personnel. In addition, the State of Ohio EMS Board Regional Physicians Advisory Board Emergency Medical Services Guidelines and Procedures Manual is available on the Ohio EMS website and to assist in the development of local protocols.

7. Please provide a statement on the proposed rule's impact on economic development.

There are over 42,000 emergency medical services providers in Ohio that strive every day to deliver the highest standard of emergency medical service to their communities. According to BusinessWeek (9/9/2011) between 2005 and 2009 healthcare employment has outpaced manufacturing employment in Ohio by 21%. Of the 20 largest employers in Ohio, six are healthcare providers employing 131,600 workers. (Ohio Department of Development 2009).