

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4765-20-10

Rule Type: Amendment

Rule Title/Tagline: Firefighter certification by reciprocity.

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?** 10/26/2023
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?** 4765.55
5. **What statute(s) does the rule implement or amplify?** 4765.55
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.
8. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

OAC rule 4765-20-10 sets forth the requirements for applying for firefighter certification by reciprocity for those individuals who were trained in another state, the District of Columbia, the United States territories, or a branch of the United States military. Requirements include an emergency vehicle operations course and incident management courses, as well as specific firefighter training courses. The rule permits the EMS executive director to review training received in other states, United States territories, the District of Columbia, and any branch of the United States military in order to grant credit for that training for a firefighter certification in Ohio. The rule refers readers to rule OAC 4765-25-02, Incorporated by reference.

O.A.C. 4765-20-10 is being amended to streamline the reciprocity process by granting reciprocity to the applicant if their license is substantially similar to Ohio's, or if they have been actively engaged in the same activity in the military or in a state that does not issue a license. The amended rule gives the Executive Director the option of waiving some of these requirements for reciprocity.

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.**

Rule 4765-20-10 references the following documents:

"National Incident Management System Course IS-700"

"National Incident Management System Course ICS-100"

"National Incident Management System Course ICS-200"

"Firefighter Reciprocity Packet"

"Firefighter Reciprocity Application"

"Emergency Vehicle Operations Course Packet"

"Hazardous Materials Awareness and Operations Course Packet"

To comply with sections 121.71 to 121.74 of the Revised Code, this rule refers readers to OAC rule 4765-25-02, which provides the editions and dates of the materials and the Web site addresses where the information may be accessed.

All National Incident Management System (NIMS) courses are available at <https://training.fema.gov/>.

"Firefighter Reciprocity Packet," "Emergency Vehicle Operations Course Packet," and "Hazardous Materials Awareness and Operations Course Packet" are available at the Ohio Division of EMS website, <https://ems.ohio.gov/forms-and-applications>.

"Firefighter Reciprocity Application" or form "EMS 0081" (January 2022) will not be posted at the EMS Web page. Division staff mail form "EMS 0081" to a

potential applicant following that person's completion and the division's review of the "Firefighter Reciprocity Packet" or form EMS 5917.

- 11. 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

- 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.

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Not Applicable

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

Not Applicable

- 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? No**

- 18. Does this rule have an adverse impact on business? No**

- 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? No
- 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