

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4765-4-08

Rule Type: No Change

Rule Title/Tagline: Failure to report.

Agency Name: State Board of Emergency Medical, Fire, and Transportation Services

Division:

Address: 1970 West Broad Street PO box 182081 Columbus OH 43218-2081

Contact: Joseph Kirk **Phone:** 614-466-5605

Email: jakirk@dps.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** Yes
 - A. **What is the rule's five year review date?** 6/7/2022 and 06/01/2027
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?** 4765.06, 4765.11
5. **What statute(s) does the rule implement or amplify?** 4765.06
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 4765-4-08 sets forth the consequences for an entity should that entity fail to report data as required by Chapter 4765-4 of the OAC.

8. **Does the rule incorporate material by reference?** No

9. **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.**

Not Applicable

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. **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.

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

An entity failing to submit data and information as required under section 4765.05 of the RC may be ineligible to participate in the EMS grant programs established under section 4765.07 of the RC.

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**

15. **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

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

17. 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? Yes

Failure to comply with submission to data systems as set forth in section 4765.06 of the RC may result in ineligibility for grants administered by the Ohio State Board of Emergency Medical Services under section 4765.07 of the RC. In addition, a notification of an entity's failure to comply may be delivered to the chief executive officer (CEO) of political subdivision served by an EMS organization or the CEO of an entity's organization or health care facility, as well as to the chairperson of the appropriate regional physician advisory board.

C. Does this rule require specific expenditures or the report of information as a condition of compliance? No

Submission of data and information to the data systems is required under section 4765.06 of the Revised Code.

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? Yes

An EMS organization or other potential grantee may be prohibited from receiving grant funds administered by the Ohio State Board of Emergency Medical Services under section 4765.07 of the RC.