

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4766-3-12

**Rule Type:** Amendment

**Rule Title/Tagline:** Temporary and disaster operations.

**Agency Name:** Ohio Medical Transportation Board

**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?** 3/23/2022
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?** 4766.03
5. **What statute(s) does the rule implement or amplify?** 4766.07, 4766.09
6. **What are the reasons for proposing the rule?**

This rule is being filed according to a RC 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 4766-3-12 sets forth operational standards for ambulette services located in disaster situations, including the process to obtain a temporary permit for an ambulette. The rule is amended to reference the MTLs online system and to delete a reference to an application form replaced by the MTLs online system. The list of information submitted to obtain a temporary permit is amended to delete two items,

and paragraphs (C), (E), and (F), are deleted. The comment related to the incorporated by reference rule is deleted.

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?**

Not Applicable

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? Yes

Rule 4766-3-12 sets forth the process for an ambulette service to obtain a temporary permit when an ambulette is used to replace a permitted ambulette that is temporarily or permanently removed from service.

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

Rule 4766-3-12 requires an ambulette service to request a temporary ambulette permit using the MTLIS online system, which requires submission of specific information.

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 Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))**

18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? Yes

A. How many new regulatory restrictions do you propose adding? 0

B. How many existing regulatory restrictions do you propose removing? 4

The word "shall" is deleted from paragraph (C) of rule 4766-3-12.

A second "shall" is deleted from paragraph (C) of rule 4766-3-12.

Paragraph (E), which includes the word "shall" is deleted.

Paragraph (F), which includes the word "shall" is deleted.

