

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4766-3-14

**Rule Type:** No Change

**Rule Title/Tagline:** Regulations for out of state providers.

**Agency Name:** Ohio Medical Transportation Board

**Division:**

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

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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?** 3/23/2022 and 03/01/2027
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?** 4766.03
5. **What statute(s) does the rule implement or amplify?** 4766.13
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 4766-3-14 references division (B) of section 4766.09 of the RC and the exemptions applied to out of state ambulette services receiving clients in Ohio for transport to out-of-state locations or transporting clients received in another state to locations in Ohio.

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 out of state ambulette service that receives a patient in Ohio for transportation to a location in Ohio is required to be licensed in Ohio and "is subject to Chapter 4766. of the Revised Code and rules under this chapter and to all applicable fines and sanctions for any violation thereof." Fees include: Initial or Renewal License Fee of \$100.00 annually; Ambulette Permit Fee per vehicle of \$50.00 annually; Vehicle Inspection fees of \$50 per inspection.

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.**

The license and permit fees are set pursuant to section 4766.05 of the R.C. Inspection fees were set by the Ohio Medical Transportation Board prior to its merger with the

EMFTS Board in June 2013, pursuant to section 4766.03 and section 4766.05 of the RC and based on actual costs at that time. The proposed rule revisions do not change the license and permit fees or the vehicle inspection fee.

### **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 4766-3-14 requires ambulette services based outside of Ohio that are on-boarding patients in Ohio for transport to an Ohio location to become licensed in Ohio and to obtain Ohio permits for ambulettes used to transport patients within Ohio.

**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 4766-3-14 requires specific expenditures and the report of information as a condition of compliance. To operate as an ambulette service in Ohio on-boarding patients in Ohio for transport to Ohio locations, out of state ambulette services must become licensed in Ohio and to complete and submit the required forms to obtain the license and Ohio permits for ambulettes used to transport patients within Ohio. Fees include: Initial or Renewal License Fee of \$100.00 annually; Ambulette Permit Fee per vehicle of \$50.00 annually; Vehicle Inspection fees of \$50 per inspection.

**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**

The costs of licenses, permits, and inspection will impact out of state ambulette services operating in Ohio. Costs will vary depending on the structure and size of each business.