

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4766-4-13

**Rule Type:** Amendment

**Rule Title/Tagline:** Staffing compliance.

**Agency Name:** Ohio Medical Transportation Board

**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? 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? 4766.03, 4766.04
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 4766-4-13 sets forth the staffing requirements, including the number of staff and the required certification levels, for MTOs licensed to provide MoICU transport services. Paragraph (A) of the rule sets forth the training requirements for personnel who serves as a driver/operator of an MoICU vehicle for a licensed MTO. The training and certification requirements for healthcare personnel serving on an MoICU

vehicle are set forth in paragraph (B). A new paragraph (C) is added to set forth staffing requirements for a mobile intensive stroke unit. The term "driver/operator" is amended in the first two paragraphs to match the term used throughout the rule.

- 8. Does the rule incorporate material by reference? Yes**
- 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.**

Rule 4766-4-13 references the "1995 Emergency Vehicle Operators Course (Ambulance): National Standard Curriculum." Information about the document and how to access the document is included in rule 4766-4-18 (Incorporated by reference.)

- 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?**

The estimated costs of compliance vary according to the service(s) provided by an MTO. Operating an MoICU or a mobile stroke unit determines the number of personnel and the levels of certification required. Rule 4766-4-13 requires that driver/operators complete an emergency vehicle operator course. The course is available for fees ranging from approximately \$100 to \$400.

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

Expenditures for staffing will vary according service provided (MoICU or mobile stroke unit), which determines the number of personnel and the levels of certification required. In addition, MoICUs may assist employees in obtaining required training.

- 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

Staffing decisions made by MTOs will impact revenues and expenditures.

### **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? 1

The word "shall" is included in new paragraph (C) of rule 4766-4-13.

- B. How many existing regulatory restrictions do you propose removing? 0

