

**MEMORANDUM**

**TO:** Pamela Watkins, Rules Administrator, Ohio Department of Public Safety

**FROM:** Paula Steele, Regulatory Policy Advocate

**DATE:** February 8, 2013

**RE:** **CSI Review – Reporting Delivery of Emergency Medical Services and Trauma Care** (OAC Chapter 4765-4)

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

**Analysis**

The Ohio Department of Public Safety has submitted a rule package consisting of nine proposed rules, all of which are existing rules being reviewed under the five-year review requirement of ORC 119.032. The rules are being proposed with no changes. The chapter fulfills the requirements of ORC 4765.06 which requires the Department to establish an emergency medical services incidence reporting system for the collection of information regarding the delivery of emergency medical services, and to establish a state trauma registry to be used for the collection of information regarding the delivery of trauma care in Ohio. The proposed rules outline the specific methods and standards for maintaining and reporting data. The rule package was filed with the CSI Office on January 8, 2013 with a public comment period ending on January 22, 2013. There were no comments received during the public comment period.

According to the BIA, there was comprehensive early stakeholder outreach to stakeholders such as the Alliance of Ohio Trauma Registrars, Ohio Association of Critical Care Transport, Ohio Fire Chiefs Association, Ohio Ambulance and Medical Transportation Association, Ohio Association of Professional Firefighters, Ohio Committee on Trauma (American College of

Surgeons), Ohio Hospital Association, Ohio State Firefighters Association, and Ohio Society of Trauma Nurse Leaders. No input was received.

The BIA identified and quantified the adverse impact to businesses as the time to enter and report the required data. The cost was quantified as \$466 per year for small hospitals and inpatient rehab facilities treating trauma patients, and \$14.60 per year for private ambulance services already collecting the data for billing purposes.

Review of the rules revealed an additional adverse impact. Non-compliance with the reporting requirements could make an entity ineligible for a grant program. The Department confirmed the potential sanction and provided CSI with a revised BIA to include the impact and justification.

After reviewing the proposed rule and the revised BIA, the CSI Office determined that the rule satisfactorily meets the standards espoused by the CSI Office, and the purpose of the rule justifies the adverse impact identified in the BIA.

### **Recommendations**

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

### **Conclusion**

Based on the above comments, the CSI Office concludes that the Department of Public Safety should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

cc: Mark Hamlin, Lt. Governor's Office