MEMORANDUM

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

FROM: Sydney King, Regulatory Policy Advocate

DATE: September 2, 2014

RE: **CSI Review – Trauma Triage (OAC 4765-14-01 through 4767-14-06)**

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

This rule package consists of three no-change and three amended rules proposed by the Ohio Department of Public Safety (ODPS). The rules were reviewed as a five-year rule review as required by ORC 119.032. The draft rules were submitted to the CSI Office on June 26, 2014 with the comment period ending on July 10, 2014.

The rules provide the methods used by emergency medical services personnel to determine which treated patients are severely injured and require transportation to a trauma center. The rules include definitions, a requirement to enforce state or regional trauma triage protocols, the standards for determination of a trauma victim, education regarding state and regional trauma triage protocols, and exceptions to mandatory transport.

ODPS describes a detailed stakeholder outreach for the draft rules in the BIA. Various industry members included the Ohio Chapter of the American College of Surgeons, Ohio Chapter of the American College of Emergency Physicians, Ohio Society of Trauma Nurse Leaders, Alliance of Ohio Trauma Registrars, Ohio Ambulance and Medical Transportation Association, Ohio Association of Critical Care Transport, and Ohio Hospital Association. The BIA states that the input focused on including the Centers for Disease Control and Prevention guidelines for field triage of injured patients. The rule package was amended in response to the input. Two comments

were received during the CSI public comment period. One comment expressed support for the rules and the second comment provided EMS education suggestions. According to ODPS, the suggestion is already implemented in the rules.

The BIA identifies private ambulance companies as the impacted community. According to ODPS, the potential impacts are the costs associated with transporting a trauma patient to a trauma center. The distance to transport a trauma patient to a trauma center instead of a local hospital emergency department could be longer and would therefore increase costs. ODPS states the rules are necessary to ensure trauma patients receive the proper treatment for life-threatening injuries.

Upon review of the proposed rules and BIA, the CSI Office determined that the rules satisfactorily meet the standards espoused by the CSI Office, and the purpose of the rules 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 Ohio 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