

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 3701-84-62

Rule Type: Amendment

Rule Title/Tagline: Personnel and staffing standards - pediatric intensive care service.

Agency Name: Department of Health

Division:

Address: 246 North High St Columbus OH 43215

Contact: Alicyn Carrel **Phone:** 614-752-8451

Email: alicyn.carrel@odh.ohio.gov

I. Rule Summary

1. **Is this a five year rule review?** No
 - A. **What is the rule's five year review date?** 3/1/2022
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?** 3702.11, 3702.13
5. **What statute(s) does the rule implement or amplify?** 3701.11, 3702.12, 3702.13, 3701.14, 3701.141, 3702.15, 3702.16, 3702.18, 3702.19, 3702.20
6. **What are the reasons for proposing the rule?**

Based upon industry request and current industry practices, revisions have been made to update the type of pediatric and surgical subspecialties that must be available to PICUs and allow PICUs without pediatric cardiovascular surgery services and pediatric cardiac catheterization services to maintain written transfer agreements to transport patients with these urgent/emergent needs within sixty minutes to other PICU services to provide the necessary cardiac care. Furthermore, the rule has been revised to allow PICUs without the cardiac services to have a cardiovascular surgeon available through contract or other arrangement instead of requiring those physicians to be on staff.

- 7. Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

The rule sets forth the personnel and staffing standards required in PICU services. Staffing requirements include, but are not limited to, a medical director board certified in pediatrics, anesthesiology limited to infants and children, or pediatric surgery; an additional licensed physician, sufficient nursing staff, and a social worker. The rule has been revised to correct an erroneous citation in paragraph (E).

- 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.**

Ohio Administrative Code exempted; information is available online

- 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.

0.00

Not Applicable.

- 12. What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

Not Applicable. The correction of the citation has no impact on the services.

- 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? No

- 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? No
- 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