

Rule Summary and Fiscal Analysis

Part A - General Questions

Rule Number: 4730-1-08

Rule Type: Rescission

Rule Title/Tagline: Physician assistant delegation of medical tasks and administration of drugs.

Agency Name: State Medical Board - Physician Assistant Licensing

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?** 6/19/2020
2. **Is this rule the result of recent legislation?** Yes
 - A. **If so, what is the bill number, General Assembly and Sponsor?** SB 259 - 132
- Senator Bob D. Hackett
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4730.07 ; 4730.39
5. **What statute(s) does the rule implement or amplify?** 4730.203, 4730.25
6. **What are the reasons for proposing the rule?**

The proposed rescinded rule set out the requirements for supervising physicians to delegate the performance of medical tasks and procedures and administration of medications to patients treated by physician assistants.

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

The proposed rescinded rule set out the requirements for supervising physicians to delegate the performance of medical tasks and procedures and administration of medications to patients treated by physician assistants.

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.**

References to the Ohio Revised Code are readily available in LaWriter, the Medical Board's website, and public libraries.

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.

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? Yes

Supervising physicians who failed to follow the requirements for delegating medical tasks and procedures and for administering medications to patients by physicians assistants would have been subject to license discipline and fines.

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

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? 0

B. How many existing regulatory restrictions do you propose removing? 1

Senate Bill 259 negates the need for the proposed rescinded rule.