

ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

1. Type of Estimate and Analysis <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected	2. Date 6/6/2023
3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable) Trans 309	
4. Subject Ambulance Inspection Standards	
5. Fund Sources Affected <input type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	6. Chapter 20, Stats. Appropriations Affected N/A
7. Fiscal Effect of Implementing the Rule <input checked="" type="checkbox"/> No Fiscal Effect <input type="checkbox"/> Increase Existing Revenues <input type="checkbox"/> Increase Costs <input type="checkbox"/> Decrease Costs <input type="checkbox"/> Indeterminate <input type="checkbox"/> Decrease Existing Revenues <input type="checkbox"/> Could Absorb Within Agency's Budget	
8. The Rule Will Impact the Following (Check All That Apply) <input type="checkbox"/> State's Economy <input type="checkbox"/> Specific Businesses/Sectors <input type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers <input type="checkbox"/> Small Businesses (if checked, complete Attachment A)	
9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1). \$0	
10. Would Implementation and Compliance Costs Businesses, Local Governmental Units and Individuals Be \$10 Million or more Over Any 2-year Period, per s. 227.137(3)(b)(2)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
11. Policy Problem Addressed by the Rule Chapter Trans 309 subch. III describes requirements for ambulance equipment. Section 341.085, Stats., requires the department to inspect all ambulances for the standards listed in ch. Trans 309, subch. III. Section Trans 309.25 repeals subch. III on July 15, 2023, or upon promulgation by the department of health services (DHS) of administrative rules establishing standards and inspection, whichever comes sooner. Currently, DHS does not have authority to promulgate rules establishing standards and inspections.	
12. Summary of the Businesses, Business Sectors, Associations Representing Business, Local Governmental Units, and Individuals that may be Affected by the Proposed Rule that were Contacted for Comments. N/A	
13. Identify the Local Governmental Units that Participated in the Development of this EIA. N/A	
14. Summary of Rule's Economic and Fiscal Impact on Specific Businesses, Business Sectors, Public Utility Rate Payers, Local Governmental Units and the State's Economy as a Whole (Include Implementation and Compliance Costs Expected to be Incurred) Because the rule only extends the repeal date under s. Trans 309.25 and does not make substantive changes, there is no fiscal impact.	
15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule If s. Trans 309.25 is not amended, medical equipment standards would be repealed on July 15, 2023. This rulemaking keeps the current medical equipment standards, which preserves ambulance safety and protects the general public.	
16. Long Range Implications of Implementing the Rule Until DHS has statutory authority and promulgates rules establishing standards for medical equipment, the department will continue inspecting both the vehicle and the medical equipment for ambulances. However, DHS is more knowledgeable about the type of medical equipment needed on ambulances. Logically, DHS should have authority to promulgate such rules, which would benefit both ambulances and the general public by having subject-matter experts be the one who implement these standards.	

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While the department is not updating the medical equipment standards currently listed in ch. Trans 309, it may need to do so in the future if DHS does not get statutory authority. This requires the department and DHS to work together to write the rule, which is an inefficient use of time and resources.

17. Compare With Approaches Being Used by Federal Government

The federal government does not regulate state ambulances, but does regulate inspections for motor carriers under 49 CFR 396.

18. Compare With Approaches Being Used by Neighboring States (Illinois, Iowa, Michigan and Minnesota)

Under 210 ILCS 50/3.85, the Illinois department of public health is required to promulgate rules for licensing vehicle service providers. Under ILCS 5/13-109 (a), medical transport vehicles, other than those owned or operated by a municipal corporation or political subdivision having a population of 1,000,000 or more inhabitants which are subjected to safety tests imposed by local ordinance or resolution, operated in whole or in part over Illinois highways, are subjected to safety tests conducted by the Illinois Department of Transportation. The Illinois department of transportation promulgates standards for medical transport vehicles under 92 IL ADC 438 App. I.

Under Iowa Admin. Code 641-132.3 (147A), the department of public health oversees service program operations. All service programs must annually systematically inspect, repair, and maintain, or cause to be systematically inspected, repaired, and maintained, all ambulances operated by the service program. Ambulances must meet the minimum standards set out by the Commission on Accreditation of Ambulance Services (CAAS) Ground Vehicle Standard for Ambulances or the National Fire Protection Association (NFPA) Standard for Automotive Ambulances (NFPA 1917).

The Michigan department of health and human services inspects life support vehicles and is responsible for determining what kind of equipment and patient care supplies ambulances must have. See Mich. Admin. Code r. 325.22190 and 325.22185.

Under Minn. Stat. 144E.10, the Minnesota emergency medical services regulatory board licenses and inspects ambulance vehicles. Minn. Stat. 144E.130 describes the minimum patient care equipment required by ambulances. The Minnesota emergency medical services regulatory board sets standards for ambulance vehicles under Minn. R. 4690.3300.

19. Contact Name

Captain Karl Mittelstadt

20. Contact Phone Number

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ATTACHMENT A

1. Summary of Rule's Economic and Fiscal Impact on Small Businesses (Separately for each Small Business Sector, Include Implementation and Compliance Costs Expected to be Incurred)

2. Summary of the data sources used to measure the Rule's impact on Small Businesses

3. Did the agency consider the following methods to reduce the impact of the Rule on Small Businesses?

- Less Stringent Compliance or Reporting Requirements
- Less Stringent Schedules or Deadlines for Compliance or Reporting
- Consolidation or Simplification of Reporting Requirements
- Establishment of performance standards in lieu of Design or Operational Standards
- Exemption of Small Businesses from some or all requirements
- Other, describe:

4. Describe the methods incorporated into the Rule that will reduce its impact on Small Businesses

5. Describe the Rule's Enforcement Provisions

6. Did the Agency prepare a Cost Benefit Analysis (if Yes, attach to form)

- Yes No
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