

## ADMINISTRATIVE RULES Fiscal Estimate & Economic Impact Analysis

<b>1. Type of Estimate and Analysis</b> <input checked="" type="checkbox"/> Original <input type="checkbox"/> Updated <input type="checkbox"/> Corrected	<b>2. Date</b> May 29, 2020
<b>3. Administrative Rule Chapter, Title and Number (and Clearinghouse Number if applicable)</b> DHS 110 - emergency medical services (EMS) licensing, certification and training requirements.	
<b>4. Subject</b> Licensing, certification and training requirements for EMS practioners, service providers, and educational programs.	
<b>5. Fund Sources Affected</b> <input checked="" type="checkbox"/> GPR <input type="checkbox"/> FED <input type="checkbox"/> PRO <input type="checkbox"/> PRS <input type="checkbox"/> SEG <input type="checkbox"/> SEG-S	<b>6. Chapter 20, Stats. Appropriations Affected</b> Appropriation 119.
<b>7. Fiscal Effect of Implementing the Rule</b> <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	
<b>8. The Rule Will Impact the Following (Check All That Apply)</b> <input type="checkbox"/> State's Economy <input checked="" type="checkbox"/> Specific Businesses/Sectors <input checked="" type="checkbox"/> Local Government Units <input type="checkbox"/> Public Utility Rate Payers <input type="checkbox"/> Small Businesses (if checked, complete Attachment A)	
<b>9. Estimate of Implementation and Compliance to Businesses, Local Governmental Units and Individuals, per s. 227.137(3)(b)(1).</b> \$0	
<b>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)?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
<b>11. Policy Problem Addressed by the Rule</b> 2013 Wisconsin Act 200 regarding Naloxone and opioids and amended Wis. Stat. ch. 256.40. 2015 Wisconsin Acts 26 and 83 regarding out of state practitioners responding into or transporting patients into or out of Wisconsin amended Wis. Stat. ch. 256.15(2). 2015 Wisconsin Act 113 regarding ambulance staffing configurations amended Wis. Stat. ch. 256.15(4). 2017 Wisconsin Act 12 regarding naming conventions to align with National Registry of EMTs nomenclature amended numerous sections of statute. 2017 Wisconsin Act 66 regarding community EMS amended sections of Wis. Stat. ch. 256 and created Wis. Stat. ch. 256.21 and 256.215. 2017 Wisconsin Act 96 regarding funding for emergency medical responder and emergency medical services practitioner training and certification amended Wis. Stat. ch. 20.435 and created Wis. Stat. ch. 256.12(5)(am). 2017 Wisconsin Act 97 regarding rural ambulance services utilizing flexible staffing created Wis. Stat. ch. 256.15(4m). 2017 Wisconsin Act 166 regarding EMS practitioners rendering aid to domestic animals amended Wis. Stat. ch. 89.05 and created Wis. Stat. ch. 256.155. 2017 Wisconsin Act 278 regarding discrimination based on arrest or conviction record repealed, re-numbered, amended, and created sections of statute found in Wis. Stat. ch. 111.335, 440.03, and 452. 2017 Wisconsin Act 350 regarding changing the licensure period from two years to three years amended Wis. Stat. chs. 256.15(5)(a), 256.15(10) and created 256.15(8)(cm).	
<b>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.</b> Wisconsin State Fire Chiefs Association, Professional Fire Fighters of Wisconsin, the Wisconsin EMS Association, and the Professional Ambulance Association of Wisconsin all participated in the drafting of the proposed revision and were asked to provide comments. In addition, public comment was solicited as required and posted. Over 340 public comments were received during the 14-day economic impact public comment period.	

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13. Identify the Local Governmental Units that Participated in the Development of this EIA.

None. However, the department solicited input and advice from our advisory committee and from those who attended the advisory committee meetings representing fire-based EMS, municipal EMS, volunteer EMS, and stakeholder associations who may be affected by the proposed rule for use in analyzing and determining the economic impact that the proposed rules and rule revisions would have on EMS services, businesses, individual practitioners, and local governments May 1, 2019 through December 1, 2019

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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)

The proposed rules and revisions are not expected to have a direct fiscal impact.

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15. Benefits of Implementing the Rule and Alternative(s) to Implementing the Rule

Proposed revision brings administrative rule in line with existing statute.

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16. Long Range Implications of Implementing the Rule

There are a number of legislative acts within the last several years that resulted in conflict with administrative rules and these revisions will bring DHS 110 in line with Wis. Stat. ch. 256.

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17. Compare With Approaches Being Used by Federal Government

The proposed changes bring administrative rule in line with the terminology used by the federal government and national stakeholder organizations.

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

Neighboring states are at various stages of adopting changes to their administrative rules or regulations. The length of licensure period varies from two to four years. Various other aspects covered by these changes were included in the adjacent state survey.

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19. Contact Name	20. Contact Phone Number
Mark Mandler, EMS Regional Coordinator	608-266-1568

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### ATTACHMENT A

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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)

The proposed revised rule is not anticipated to negatively impact small businesses. The proposed revisions do not add any additional required expenses or fees for individuals or agencies.

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

n/a

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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:

Aligning administrative rule with statute to reduce/eliminate confusion.

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

There is no anticipated impact to small businesses.

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5. Describe the Rule's Enforcement Provisions

Wis. Admin. Code ch. 110.53 authorizes the department to investigate issues, conflicts, or violations regarding Wis. Stats. ch. 256 and Wis. Admin. Code ch. 110 regarding emergency medical services, training centers, and practitioners. Wis. Admin. Code ch. DHS 110 provides specific reasons for enforcement actions which may include a reprimand, suspension, or revocation of the individual's certification or license.

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

- Yes     No
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