Regulatory Flexibility Analysis for Small Businesses and Local Governments (RFA)

1. **Effect of rule**
   The emergency adoption and permanent proposal seeks to add sacroiliac joint (SIJ) fusion surgery and peripheral nerve stimulation to the list of Special Services requiring prior authorization.

2. **Compliance requirements**
   Authorized providers will need to submit a prior authorization request (PAR) in order to perform SIJ fusion surgery and peripheral nerve stimulation.

3. **Professional services**
   It is believed that no professional services will be needed by small businesses or local governments to comply with this emergency adoption and proposal.

4. **Compliance costs**
   Compliance with the proposed regulations should not impose compliance costs on small businesses or local governments, as this emergency adoption and proposed rulemaking adds SIJ fusion surgery and peripheral nerve stimulation to the list of Special Services requiring prior authorization, and authorized medical providers already have to do this for many procedures. The Board anticipates that there should be no added costs, as the proposal is simply changing the mechanism for how these procedures are requested.

5. **Economic and technological feasibility**
   Compliance with the proposal is economically and technologically feasible for small businesses and local governments, because PARs already exist in the regulations – the emergency adoption and proposal simply adds two more procedures to the list of Special Services requiring prior authorization.

6. **Minimizing adverse impact**
   The emergency adoption is being filed to ensure that authorized providers do not perform these procedures unnecessarily – adding it to the list of Special Services ensures it is available if it is medically necessary while making it clear that they are only clinically indicated for highly select patients.

7. **Small business and local government participation**
   The Board does not have a small employer or municipality database but has sent an electronic communication describing the emergency adoption and proposal to health care provider subscribers for Board updates on April 15, 2022.

   The Board will also duly consider all public comments received from small businesses or local governments during the public comment period.