

As Introduced

133rd General Assembly

Regular Session

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H. B. No. 426

Representative Wiggam

Cosponsors: Representatives Becker, Kick, Seitz, Lipps, Koehler, Scherer, Blair

A BILL

To amend sections 4766.01, 4766.03, 4766.04, 1
4766.05, 4766.06, 4766.07, 4766.08, 4766.22, and 2
4766.23 of the Revised Code to establish 3
requirements for the regulation of hospice 4
transport vehicles and to modify certain laws 5
governing ambulances and other medical-related 6
vehicles. 7

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 4766.01, 4766.03, 4766.04, 8
4766.05, 4766.06, 4766.07, 4766.08, 4766.22, and 4766.23 of the 9
Revised Code be amended to read as follows: 10

Sec. 4766.01. As used in this chapter: 11

(A) "Advanced life support" means treatment described in 12
section 4765.39 of the Revised Code that a paramedic is 13
certified to perform. 14

(B) "Air medical service organization" means an 15
organization that furnishes, conducts, maintains, advertises, 16
promotes, or otherwise engages in providing medical services 17
with a rotorcraft air ambulance or fixed wing air ambulance. 18

(C) "Air medical transportation" means the transporting of 19
a patient by rotorcraft air ambulance or fixed wing air 20
ambulance with appropriately licensed and certified medical 21
personnel. 22

(D) "Ambulance" means any motor vehicle that is 23
specifically designed, constructed, or modified and equipped and 24
is intended to be used to provide basic life support, 25
intermediate life support, advanced life support, or mobile 26
intensive care unit services and transportation upon the streets 27
or highways of this state of persons who are seriously ill, 28
injured, wounded, or otherwise incapacitated or helpless. 29
"Ambulance" does not include air medical transportation or a 30
vehicle designed and used solely for the transportation of 31
nonstretcher-bound persons, whether hospitalized or handicapped 32
or whether ambulatory or confined to a wheelchair. 33

(E) "Ambulette" means a motor vehicle that is specifically 34
designed, constructed, or modified and equipped and is intended 35
to be used for transportation upon the streets or highways of 36
this state of persons who require use of a wheelchair or other 37
mobility aid. 38

(F) "Basic life support" means treatment described in 39
section 4765.37 of the Revised Code that an EMT is certified to 40
perform. 41

(G) "Disaster situation" means any condition or situation 42
described by rule of the state board of emergency medical, fire, 43
and transportation services as a mass casualty, major emergency, 44
natural disaster, or national emergency. 45

(H) "Emergency medical service organization" means an 46
organization that uses EMTs, AEMTs, or paramedics, or a 47

combination of EMTs, AEMTs, and paramedics, to provide medical 48
care to victims of illness or injury. An emergency medical 49
service organization includes, but is not limited to, a 50
commercial ambulance service organization, a hospital, and a 51
funeral home. 52

(I) "EMT," "AEMT," and "paramedic" have the same meanings 53
as in sections 4765.01 and 4765.011 of the Revised Code. 54

(J) "Fixed wing air ambulance" means a fixed wing aircraft 55
that is specifically designed, constructed, or modified and 56
equipped and is intended to be used as a means of air medical 57
transportation. 58

(K) "Health care practitioner" has the same meaning as in 59
section 3701.74 of the Revised Code. 60

(L) "Health care services" has the same meaning as in 61
section 3922.01 of the Revised Code. 62

(M) "Hospice care program" means an entity licensed as 63
such under Chapter 3712. of the Revised Code. 64

(N) "Hospice patient" has the same meaning as in section 65
3712.01 of the Revised Code. 66

(O) "Hospice transport vehicle" means any motor vehicle 67
that is specifically designed, constructed, or modified and 68
equipped with a stretcher and is intended to be used for 69
transportation upon the streets or highways of this state of 70
hospice patients by a hospice care program. 71

(P) "Intermediate life support" means treatment described 72
in section 4765.38 of the Revised Code that an AEMT is certified 73
to perform. 74

~~(N)~~ (Q) "Major emergency" means any emergency event that 75

cannot be resolved through the use of locally available 76
emergency resources. 77

~~(O)~~(R) "Mass casualty" means an emergency event that 78
results in ten or more persons being injured, incapacitated, 79
made ill, or killed. 80

~~(P)~~(S) "Medical emergency" means an unforeseen event 81
affecting an individual in such a manner that a need for 82
immediate care is created. 83

~~(Q)~~(T) "Mobile intensive care unit" means an ambulance 84
used only for maintaining specialized or intensive care 85
treatment and used primarily for interhospital transports of 86
patients whose conditions require care beyond the scope of a 87
paramedic as provided in section 4765.39 of the Revised Code. 88

~~(R)~~~~(1)~~(U) (1) "Nonemergency medical service organization" 89
means a person that does both of the following: 90

(a) Provides services to the public on a regular basis for 91
the purpose of transporting individuals who require the use of a 92
wheelchair or other mobility aid to receive health care services 93
in nonemergency circumstances; 94

(b) Provides the services for a fee, regardless of whether 95
the fee is paid by the person being transported, a third party 96
payer, as defined in section 3702.51 of the Revised Code, or any 97
other person or government entity. 98

(2) "Nonemergency medical service organization" does not 99
include a health care facility, as defined in section 1751.01 of 100
the Revised Code, that provides ambulette services only to 101
patients of that facility. 102

~~(S)~~(V) "Nontransport vehicle" means a motor vehicle 103

operated by a licensed emergency medical service organization 104
not as an ambulance, but as a vehicle for providing services in 105
conjunction with the ambulances operated by the organization or 106
other emergency medical service organizations. 107

~~(T)~~(W) "Patient" means any individual who as a result of 108
illness or injury needs medical attention, whose physical or 109
mental condition is such that there is imminent danger of loss 110
of life or significant health impairment, or who may be 111
otherwise incapacitated or helpless as a result of a physical or 112
mental condition, or any individual whose physical condition 113
requires the use of a wheelchair or other mobility aid. 114

~~(U)~~(X) "Rotorcraft air ambulance" means a helicopter or 115
other aircraft capable of vertical takeoffs, vertical landings, 116
and hovering that is specifically designed, constructed, or 117
modified and equipped and is intended to be used as a means of 118
air medical transportation. 119

~~(V)~~(Y) "Taxicab" means a taxicab vehicle operated by a 120
taxicab service company, provided the company is not a 121
nonemergency medical service organization. 122

~~(W)~~(Z) "Transportation network company driver" has the 123
same meaning as in section 3942.01 of the Revised Code. 124

~~(X)~~(AA) "Transportation network company services" has the 125
same meaning as in section 3942.01 of the Revised Code. 126

Sec. 4766.03. (A) The state board of emergency medical, 127
fire, and transportation services shall adopt rules, in 128
accordance with Chapter 119. of the Revised Code, implementing 129
the requirements of this chapter. The rules shall include 130
provisions relating to the following: 131

(1) Requirements for an emergency medical service 132

organization to receive a permit for an ambulance or nontransport vehicle;	133 134
(2) Requirements for an emergency medical service organization to receive a license as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization;	135 136 137 138
(3) Requirements for a nonemergency medical service organization to receive a permit for an ambulette vehicle;	139 140
(4) Requirements for a nonemergency medical service organization to receive a license for an ambulette service;	141 142
(5) Requirements for an air medical service organization to receive a permit for a rotorcraft air ambulance or fixed wing air ambulance;	143 144 145
(6) Requirements for licensure of air medical service organizations;	146 147
(7) <u>Requirements for a hospice care program to receive a permit for a hospice transport vehicle;</u>	148 149
<u>(8) Requirements for a hospice care program to receive a license to provide hospice transport services with hospice transport vehicles;</u>	150 151 152
<u>(9) Forms for applications and renewals of licenses and permits;</u>	153 154
(8) <u>(10) Requirements for record keeping of service responses made by licensed emergency medical service organizations;</u>	155 156 157
(9) <u>(11) Fee amounts for licenses and permits, and their renewals;</u>	158 159

(10) <u>(12)</u> Inspection requirements for licensees' vehicles	160
or aircraft, records, and physical facilities;	161
(11) <u>(13)</u> Fee amounts for inspections of ambulances,	162
ambulettes, rotorcraft air ambulances, fixed wing air	163
ambulances, and nontransport vehicles, <u>and hospice transport</u>	164
<u>vehicles;</u>	165
(12) <u>Requirements for</u> (14) <u>With regard to ambulances and</u>	166
nontransport vehicles used by licensed emergency medical service	167
organizations <u>subject to licensure under this chapter,</u> for	168
ambulette vehicles used by licensed nonemergency medical service	169
organizations <u>subject to licensure under this chapter,</u> and for	170
rotorcraft air ambulances or fixed wing air ambulances used by	171
licensed air medical service organizations <u>subject to licensure</u>	172
<u>under this chapter, and hospice transport vehicles used by</u>	173
<u>hospice care programs subject to licensure under this chapter to</u>	174
<u>provide hospice transport services, requirements</u> that specify	175
for each type of vehicle or aircraft the types of equipment that	176
must be carried, the communication systems that must be	177
maintained, and the personnel who must staff the vehicle or	178
aircraft;	179
(13) <u>(15)</u> The level of care <u>that may be provided by each</u>	180
type of emergency medical service organization, nonemergency	181
medical service organization, and air medical service	182
organization is authorized to provide <u>and the types of services</u>	183
<u>that may be provided by a hospice care program as a hospice</u>	184
<u>transport service with the use of hospice transport vehicles;</u>	185
(14) <u>(16)</u> Eligibility requirements for employment as an	186
ambulette driver, including grounds for disqualification due to	187
the results of a motor vehicle law violation check, chemical	188
test, or criminal records check. The rule may require that an	189

applicant for employment as an ambulette driver provide a set of 190
fingerprints to law enforcement authorities if the applicant 191
comes under final consideration for employment. 192

~~(15)~~ (17) Any other rules that the board determines 193
necessary for the implementation and enforcement of this 194
chapter. 195

(B) In the rules for ambulances and nontransport vehicles 196
adopted under division ~~(A) (12)~~ (A) (14) of this section, the 197
board may establish requirements that vary according to whether 198
the emergency medical service organization using the vehicles is 199
licensed as a basic life-support, intermediate life-support, 200
advanced life-support, or mobile intensive care unit 201
organization. 202

(C) A mobile intensive care unit that is not dually 203
certified to provide advanced life-support and meets the 204
requirements of the rules adopted under this section is not 205
required to carry immobilization equipment, including board 206
splint kits, traction splints, backboards, backboard straps, 207
cervical immobilization devices, cervical collars, stair chairs, 208
folding cots, or other types of immobilization equipment 209
determined by the board to be unnecessary for mobile intensive 210
care units. 211

A mobile intensive care unit is exempt from the emergency 212
medical technician staffing requirements of section 4765.43 of 213
the Revised Code when it is staffed by at least one physician or 214
registered nurse and another person, designated by a physician, 215
who holds a valid license or certificate to practice in a health 216
care profession, and when at least one of the persons staffing 217
the mobile intensive care unit is a registered nurse whose 218
training meets or exceeds the training required for a paramedic. 219

Sec. 4766.04. (A) (1) Except as otherwise provided in this	220
chapter, unless a person is an emergency medical service	221
organization licensed under division (B) or an air medical	222
service organization licensed under division (D) of this	223
section, no person shall engage in, or profess to engage in, the	224
business or service in this state of providing emergency medical	225
transportation to an individual who is experiencing a medical	226
emergency.	227
(2) Except as otherwise provided in this chapter, unless a	228
person is a nonemergency medical service organization licensed	229
under division (C) of this section, no person shall engage in,	230
or profess to engage in, the business or service of providing	231
nonemergency medical transportation to an individual who	232
requires the use of a wheelchair or other mobility aid, and who	233
is not experiencing a medical emergency, between any of the	234
following locations:	235
(a) A hospital;	236
(b) An emergency department;	237
(c) A dialysis center;	238
(d) A long-term care facility, including a nursing home;	239
(e) A surgical facility;	240
(f) An inpatient rehabilitation facility;	241
(g) A memory care center;	242
(h) A health care practitioner's office;	243
(i) Any other licensed inpatient facility.	244
<u>(3) Unless a person or government entity is a hospice care</u>	245
<u>program that holds a license under division (E) of this section</u>	246

to provide hospice transport services, no person or government 247
entity shall engage in, or profess to engage in, the business or 248
service of providing hospice transport services to hospice 249
patients. 250

(B) To qualify for a license as a basic life-support, 251
intermediate life-support, advanced life-support, or mobile 252
intensive care unit organization, an emergency medical service 253
organization shall do all of the following: 254

(1) Apply for a permit for each ambulance and nontransport 255
vehicle owned or leased as provided in section 4766.07 of the 256
Revised Code; 257

(2) Meet all requirements established in rules adopted by 258
the state board of emergency medical, fire, and transportation 259
services regarding ambulances and nontransport vehicles, 260
including requirements pertaining to equipment, communications 261
systems, staffing, and level of care the particular organization 262
is permitted to render; 263

(3) Maintain the appropriate type and amount of insurance 264
as specified in section 4766.06 of the Revised Code; 265

(4) Meet all other requirements established under rules 266
adopted by the board for the particular license. 267

(C) To qualify for a license to provide ambulette service, 268
a nonemergency medical service organization shall do all of the 269
following: 270

(1) Apply for a permit for each ambulette owned or leased 271
as provided in section 4766.07 of the Revised Code; 272

(2) Meet all requirements established in rules adopted by 273
the state board of emergency medical, fire, and transportation 274

services regarding ambulettes, including requirements pertaining 275
to equipment, communication systems, staffing, and level of care 276
the organization is permitted to render; 277

(3) Maintain the appropriate type and amount of insurance 278
as specified in section 4766.06 of the Revised Code; 279

(4) Meet all other requirements established under rules 280
adopted by the board for the license. 281

(D) To qualify for a license to provide air medical 282
transportation, an air medical service organization shall do all 283
of the following: 284

(1) Apply for a permit for each rotorcraft air ambulance 285
and fixed wing air ambulance owned or leased as provided in 286
section 4766.07 of the Revised Code; 287

(2) Meet all requirements established in rules adopted by 288
the state board of emergency medical, fire, and transportation 289
services regarding rotorcraft air ambulances and fixed wing air 290
ambulances, including requirements pertaining to equipment, 291
communication systems, staffing, and level of care the 292
organization is permitted to render; 293

(3) Maintain the appropriate type and amount of insurance 294
as specified in section 4766.06 of the Revised Code; 295

(4) Meet all other requirements established under rules 296
adopted by the board for the license. 297

(E) To qualify for a license to provide hospice transport 298
services, a hospice care program shall do all of the following: 299

(1) Apply for a permit for each hospice transport vehicle 300
owned or leased as provided in section 4766.07 of the Revised 301
Code; 302

(2) Meet all of the requirements established in rules 303
adopted by the state board of emergency medical, fire, and 304
transportation services regarding hospice transport vehicles, 305
including requirements pertaining to equipment, communication 306
systems, staffing, and the types of services that may be 307
provided as a hospice transport service; 308

(3) Maintain the appropriate type and amount of insurance 309
as specified in section 4766.06 of the Revised Code; 310

(4) Meet all other requirements established under rules 311
adopted by the board for the license. 312

(F) An emergency medical service organization that applies 313
for a license as a basic life-support, intermediate life- 314
support, advanced life-support, or mobile intensive care unit 315
organization; a nonemergency medical service organization that 316
applies for a license to provide ambulance service; ~~or~~ an air 317
medical service organization that applies for a license to 318
provide air medical transportation; or a hospice care program 319
that applies for a license to provide hospice transport services 320
shall submit a completed application to the board, on a form 321
provided by the board for each particular license, together with 322
the appropriate fees established under section 4766.05 of the 323
Revised Code. The application form shall include all of the 324
following: 325

(1) The name and business address of the operator of the 326
organization for which licensure is sought; 327

(2) The name under which the applicant will operate the 328
organization; 329

(3) A list of the names and addresses of all officers and 330
directors of the organization; 331

- (4) ~~For~~ In the case of emergency medical service organizations ~~and, nonemergency medical service organizations, and hospice care programs,~~ a description of each vehicle to be used, including the make, model, year of manufacture, mileage, vehicle identification number, and the color scheme, insignia, name, monogram, or other distinguishing characteristics to be used to designate the applicant's vehicle;
- (5) ~~For~~ In the case of air medical service organizations using fixed wing air ambulances, a description of each aircraft to be used, including the make, model, year of manufacture, and aircraft hours on airframe;
- (6) ~~For~~ In the case of air medical service organizations using rotorcraft air ambulances, a description of each aircraft to be used, including the make, model, year of manufacture, aircraft hours on airframe, aircraft identification number, and the color scheme, insignia, name, monogram, or other distinguishing characteristics to be used to designate the applicant's rotorcraft air ambulance;
- (7) The location and description of each place from which the organization will operate;
- (8) A description of the geographic area to be served by the applicant;
- (9) Any other information the board, by rule, determines necessary.
- ~~(F) Within sixty days after receiving a completed application for licensure as a basic life support, intermediate life support, advanced life support, or mobile intensive care unit organization; an ambulette service; or an air medical service organization, the~~ (G) The board shall approve or deny

~~the application~~review all applications received for licenses 361
issued under this chapter. The board shall approve an 362
application if it determines that the applicant satisfies all of 363
the requirements for issuance of a license under this chapter. 364
The board shall deny an application if it determines that the 365
applicant does not meet the requirements of this chapter or any 366
rules adopted under it. ~~The board shall send notice of the~~ 367
~~denial of~~ In denying an application by certified mail to the 368
~~applicant. The applicant may request a hearing within ten days~~ 369
~~after receipt of the notice. If,~~ the board receives a timely 370
~~request, it shall hold a hearing~~ act in accordance with Chapter 371
119. of the Revised Code. 372

~~(G)~~ (H) (1) If an applicant or licensee operates or plans 373
to operate an organization in more than one location or 374
satellite location under the same identity, or under different 375
identities with the same tax identification number, the 376
applicant or licensee shall apply for and meet all requirements 377
for licensure or renewal of a license, ~~other than payment of a~~ 378
~~license fee or renewal fee,~~ for operating the organization at 379
each separate location. ~~An applicant or licensee that operates~~ 380
~~or plans to operate under the same organization identity in~~ 381
~~separate locations shall pay only a single license fee~~ 382

(2) If an applicant or licensee provides or plans to 383
provide services under different identities with the same tax 384
identification number, the applicant or licensee shall identify 385
all identities that are connected to a permitted vehicle or 386
aircraft. 387

~~(H)~~ (I) An emergency medical service organization that 388
wishes to provide ambulance services to the public must apply 389
for a separate license under division (C) of this section. 390

~~(I)~~ (J) Each license issued under this section and each 391
permit issued under section 4766.07 of the Revised Code expires 392
one year after the date of issuance and may be renewed in 393
accordance with the standard renewal procedures of Chapter 4745. 394
of the Revised Code. An application for renewal shall include 395
the license or permit renewal fee established under section 396
4766.05 of the Revised Code. An applicant for renewal of a 397
permit also shall submit to the board proof of an annual 398
inspection of the vehicle or aircraft for which permit renewal 399
is sought. The board shall renew a license if the applicant 400
meets the requirements for licensure and shall renew a permit if 401
the applicant and vehicle or aircraft meet the requirements to 402
maintain a permit for that vehicle or aircraft. 403

~~(J)~~ (K) Each licensee shall maintain accurate records of 404
all service responses conducted. The records shall be maintained 405
on forms prescribed by the board and shall contain information 406
as specified by rule by the board. 407

Sec. 4766.05. (A) (1) The state board of emergency medical, 408
fire, and transportation services shall establish by rule a 409
license fee~~;~~ a permit fee for each ambulance, ambulette, 410
rotorcraft air ambulance, fixed wing air ambulance, ~~and~~ 411
nontransport vehicle, and hospice transport vehicle owned or 412
leased by the licensee that is or will be used as provided in 413
section 4766.07 of the Revised Code~~;~~ and fees for renewals of 414
licenses and permits, ~~taking~~. In establishing the fees, the 415
board shall take into consideration the actual costs incurred by 416
the board in carrying out its duties under this chapter. 417
~~However, the~~ subject to all of the following: 418

(a) The fee for each license and each renewal of a license 419
shall not exceed one hundred dollars, ~~and the~~. 420

(b) The fee for each permit and each renewal of a permit 421
shall not exceed one hundred dollars for each ambulance, 422
rotorcraft air ambulance, fixed wing air ambulance, ~~and~~ 423
nontransport vehicle, and hospice transport vehicle. ~~The board~~ 424
~~shall determine by rule the fee, which~~ 425

(c) The fee for each permit and each renewal of a permit 426
for each ambulette shall not exceed fifty dollars, ~~for each~~ 427
~~permit and each renewal of a permit for each ambulette. For~~ 428

(2) For purposes of establishing fees under division (A) 429
(1) of this section, "actual costs" includes the costs of 430
salaries, expenses, inspection equipment, supervision, and 431
program administration. 432

(B) The board shall deposit all fees and other moneys 433
collected pursuant to sections 4766.04, 4766.07, and 4766.08 of 434
the Revised Code in the state treasury to the credit of the 435
trauma and emergency medical services fund, which is created by 436
section 4513.263 of the Revised Code. 437

(C) The board, subject to the approval of the controlling 438
board, may establish fees in excess of the maximum amounts 439
allowed under division (A) of this section, but such fees shall 440
not exceed those maximum amounts by more than fifty per cent. 441

Sec. 4766.06. (A) (1) Every emergency medical service 442
organization ~~and, nonemergency medical service organization~~ 443
licensee, and hospice care program that holds a license issued 444
under this chapter shall furnish adequate evidence of liability 445
insurance coverage, in an amount of not less than five hundred 446
thousand dollars per occurrence and not less than five hundred 447
thousand dollars in the aggregate, for any cause for which the 448
~~licensee~~ license holder would be liable. 449

(2) Every air medical service organization licensed under this chapter shall furnish adequate evidence of liability insurance coverage, in an amount not less than twenty million dollars per occurrence and not less than twenty million dollars in the aggregate, for any cause for which the licensee would be liable.

(B) In addition to the insurance requirements of division (A) of this section, every ~~licensee~~ holder of a license issued under this chapter shall carry bodily injury and property damage insurance with solvent and responsible insurers licensed to do business in this state for any loss or damage resulting from any occurrence arising out of or caused by the operation or use of any ambulance, ambulette, rotorcraft air ambulance, fixed wing air ambulance, ~~or nontransport vehicle,~~ or hospice transport vehicle. The insurance shall insure each vehicle or aircraft for the sum of not less than one hundred thousand dollars for bodily injury to or death of any one person arising out of any one accident and the sum of not less than three hundred thousand dollars for bodily injury to or death of more than one person in any one accident and for the sum of fifty thousand dollars for damage to property arising from any one accident.

(C) Each policy or contract of insurance issued shall provide for both of the following:

(1) The payment and satisfaction of any financial judgment entered against the ~~licensee~~ holder of the license issued under this chapter and any person operating the vehicle or aircraft ~~and for a~~

(2) A thirty-day cancellation notice to the state board of emergency medical, fire, and transportation services.

Sec. 4766.07. (A) Except as otherwise provided by rule of 479
the state board of emergency medical, fire, and transportation 480
services, each emergency medical service organization subject to 481
licensure under this chapter, nonemergency medical service 482
organization subject to licensure under this chapter, ~~and~~ air 483
medical service organization subject to licensure under this 484
chapter, and hospice care program subject to licensure under 485
this chapter to provide hospice transport services shall possess 486
a valid permit for each ambulance, ambulette, rotorcraft air 487
ambulance, fixed wing air ambulance, ~~and~~ nontransport vehicle, 488
and hospice transport vehicle it owns or leases that is or will 489
be used by the ~~licensee~~ license holder to perform the services 490
permitted by the license. ~~Each licensee~~ 491

Each license holder and license applicant shall submit to 492
the state board of emergency medical, fire, and transportation 493
services the appropriate fee and an application for a permit for 494
each ambulance, ambulette, rotorcraft air ambulance, fixed wing 495
air ambulance, ~~and~~ nontransport vehicle, and hospice transport 496
vehicle the holder or applicant is or will be using. The fee and 497
application shall be submitted to the ~~state board of emergency~~ 498
~~medical, fire, and transportation services~~ on forms provided by 499
the board. The application shall include documentation that the 500
vehicle or aircraft meets the appropriate standards set by the 501
board, that the vehicle or aircraft has been inspected pursuant 502
to division (C) of this section, that the permit applicant 503
maintains insurance as provided in section 4766.06 of the 504
Revised Code, and that the vehicle or aircraft and permit 505
applicant meet any other requirements established under rules 506
adopted by the board. 507

The state board of emergency medical, fire, and 508
transportation services may adopt rules in accordance with 509

Chapter 119. of the Revised Code to authorize the temporary use 510
of a vehicle or aircraft for which a permit is not possessed 511
under this section in back-up or disaster situations. 512

(B) (1) ~~Within sixty days after receiving a completed~~ 513
~~application for a permit, the~~ The board shall issue or deny the 514
~~permit~~ review all applications received for permits issued under 515
this section. The board shall approve an application if it 516
determines that the permit applicant and the applicant's vehicle 517
or aircraft meet the requirements for issuance of a permit under 518
this chapter and rules adopted under it that apply to the 519
applicant, vehicle, or aircraft. The board shall deny an 520
application if it determines that the permit applicant, ~~or the~~ 521
applicant's vehicle, ~~or aircraft~~ does not meet the requirements 522
of this chapter and the rules adopted under it that apply to 523
~~permits for ambulances, ambulettes, rotorcraft air ambulances,~~ 524
~~fixed wing air ambulances, and nontransport vehicles~~ the 525
applicant, vehicle, or aircraft. ~~The board shall send notice of~~ 526
~~the denial of~~ In denying an application ~~by certified mail to the~~ 527
~~permit applicant. The permit applicant may request a hearing~~ 528
~~within ten days after receipt of the notice. If,~~ the board 529
~~receives a timely request, it shall hold a hearing~~ act in 530
accordance with Chapter 119. of the Revised Code. 531

(2) If the board issues the vehicle permit for an 532
ambulance, ambulette, ~~or nontransport vehicle,~~ or hospice 533
transport vehicle, it also shall issue a decal, in a form 534
prescribed by rule, to be displayed on the rear window of the 535
vehicle. The board shall not issue a decal until all of the 536
requirements for licensure and permit issuance have been met. 537

(3) If the board issues the aircraft permit for a 538
rotorcraft air ambulance or fixed wing air ambulance, it also 539

shall issue a decal, in a form prescribed by rule, to be 540
displayed ~~on the left fuselage aircraft window~~ in a manner that 541
complies with all applicable federal aviation regulations. The 542
board shall not issue a decal until all of the requirements for 543
licensure and permit issuance have been met. 544

(C) In addition to any other requirements that the board 545
establishes by rule, a ~~licensee~~ license holder or license 546
applicant applying for an initial vehicle or aircraft permit 547
under division (A) of this section shall submit to the board the 548
vehicle or aircraft for which the permit is sought. Thereafter, 549
a ~~licensee~~ license holder shall annually submit to the board 550
each vehicle or aircraft for which a permit has been issued. 551
With respect to the inspection of the submitted vehicles and 552
aircraft, all of the following apply: 553

(1) The board shall conduct a physical inspection of an 554
ambulance, ambulette, ~~or nontransport vehicle,~~ or hospice 555
transport vehicle to determine its roadworthiness and compliance 556
with ~~standard~~ motor vehicle requirements. The board shall 557
determine by rule requirements for roadworthiness and motor 558
vehicle standards. 559

(2) The board shall conduct a physical inspection of ~~the~~ 560
~~medical equipment, communication system, and interior of an~~ 561
ambulance or hospice transport vehicle to determine ~~the~~ 562
~~operational condition and safety of the equipment and the~~ 563
~~ambulance's interior and to determine whether the ambulance or~~ 564
hospice transport vehicle is in compliance with ~~the federal one~~ 565
of the following, as the case may be: 566

(a) Federal requirements for ambulance construction that 567
were in effect at the time the ambulance was manufactured, as 568
specified by the general services administration in the various 569

versions of its publication titled "~~federal specification-~~ 570
Federal Specification for the star-of-life ambulance Star-of- 571
Life Ambulance, KKK-A-1822-"; 572

(b) A national standard for ambulance or hospice transport 573
vehicle construction approved by the American national standards 574
institute, in effect at the time the ambulance or hospice 575
transport vehicle was constructed. 576

(3) The board shall conduct a physical inspection of the 577
equipment, communication system, and interior of an ambulance or 578
hospice transport vehicle to determine the operational condition 579
and safety of the equipment and the interior. The board shall 580
determine by rule requirements for the equipment, communication 581
system, interior, and construction of an ambulance or hospice 582
transport vehicle. 583

(4) The board shall conduct a physical inspection of the 584
equipment, communication system, and interior of an ambulette to 585
determine the operational condition and safety of the equipment 586
and the ambulette's interior ~~and to determine whether the~~ 587
~~ambulette is in compliance with state requirements for ambulette~~ 588
~~construction.~~ The board shall determine by rule requirements for 589
the equipment, communication system, interior, and construction 590
of an ambulette. 591

~~(4)~~ (5) The board shall conduct a physical inspection of 592
the medical equipment, communication system, and interior of a 593
rotorcraft air ambulance or fixed wing air ambulance to 594
determine the operational condition and safety of the equipment 595
and the aircraft's interior. 596

~~(5)~~ (6) The board shall issue a certificate to the 597
applicant for each vehicle or aircraft that passes the 598

inspection and may assess a fee for each inspection, as 599
established by the board. 600

~~(6)~~ (7) The board shall adopt rules regarding the 601
implementation and coordination of inspections. The rules may 602
permit the board to contract with a third party to conduct the 603
inspections required of the board under this section. 604

Sec. 4766.08. (A) The state board of emergency medical, 605
fire, and transportation services, pursuant to an adjudication 606
conducted in accordance with Chapter 119. of the Revised Code, 607
may suspend or revoke any license or permit or renewal thereof 608
issued under this chapter for any one or combination of the 609
following causes: 610

(1) Violation of this chapter or any rule adopted 611
thereunder; 612

(2) Refusal to permit the board to inspect a vehicle or 613
aircraft used under the terms of a permit or to inspect the 614
records or physical facilities of a licensee; 615

(3) Failure to meet the ambulance, ambulette, rotorcraft 616
air ambulance, fixed wing air ambulance, ~~and nontransport~~ 617
vehicle, and hospice transport vehicle requirements specified in 618
this chapter or the rules adopted thereunder; 619

(4) Violation of an order issued by the board; 620

(5) Failure to comply with any of the terms of an 621
agreement entered into with the board regarding the suspension 622
or revocation of a license or permit or the imposition of a 623
penalty under this section. 624

(B) If the board determines that the records, record- 625
keeping procedures, or physical facilities of a licensee, or an 626

ambulance, ambulette, rotorcraft air ambulance, fixed wing air 627
ambulance, ~~or nontransport vehicle,~~ or hospice transport vehicle 628
for which a valid permit has been issued, do not meet the 629
standards specified in this chapter and the rules adopted 630
thereunder, the board shall notify the licensee of any 631
deficiencies within thirty days of finding the deficiencies. If 632
the board determines that the deficiencies exist and they remain 633
uncorrected after thirty days, the board may suspend the 634
license, vehicle permit, or aircraft permit. The licensee, 635
notwithstanding the suspension under this division, may operate 636
until all appeals have been exhausted. 637

(C) At the discretion of the board, a licensee whose 638
license has been suspended or revoked under this section may be 639
ineligible to be licensed under this chapter for a period of not 640
more than three years from the date of the violation, provided 641
that the board shall make no determination on a period of 642
ineligibility until all the licensee's appeals relating to the 643
suspension or revocation have been exhausted. 644

(D) The board may, in addition to any other action taken 645
under this section and after a hearing conducted pursuant to 646
Chapter 119. of the Revised Code, impose a penalty of not more 647
than fifteen hundred dollars for any violation specified in this 648
section. The attorney general shall institute a civil action for 649
the collection of any such penalty imposed. 650

Sec. 4766.22. (A) Not later than forty-five days after the 651
end of each fiscal year, the state board of emergency medical, 652
fire, and transportation services shall submit a report to the 653
governor and general assembly that provides all of the following 654
information for that fiscal year: 655

(1) The number of each of the following the board issued: 656

(a) Basic life-support organization licenses;	657
(b) Intermediate life-support organization licenses;	658
(c) Advanced life-support organization licenses;	659
(d) Mobile intensive care unit organization licenses;	660
(e) Ambulette service licenses;	661
(f) Air medical service organization licenses;	662
(g) <u>Hospice transport services licenses;</u>	663
<u>(h) Ambulance permits;</u>	664
(h) <u>(i) Nontransport vehicle permits;</u>	665
(i) <u>(j) Ambulette vehicle permits;</u>	666
(j) <u>(k) Rotorcraft air ambulance permits;</u>	667
(k) <u>(l) Fixed wing air ambulance permits;</u>	668
<u>(m) Hospice transport vehicle permits.</u>	669
(2) The amount of fees the board collected for issuing and renewing each type of license and permit specified in division (A) (1) of this section;	670 671 672
(3) The number of inspections the board or a third party on the board's behalf conducted in connection with each type of license and permit specified in division (A) (1) of this section and the amount of fees the board collected for the inspections;	673 674 675 676
(4) The number of complaints that were submitted to the board;	677 678
(5) The number of investigations the board conducted under section 4766.11 of the Revised Code;	679 680

(6) The number of adjudication hearings the board held and the outcomes of the adjudications; 681
682

(7) The amount of penalties the board imposed and collected under section 4766.08 of the Revised Code; 683
684

(8) Other information the board determines reflects the board's operations. 685
686

(B) The board shall post the annual report required by this section on its web site and make it available to the public on request. 687
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Sec. 4766.23. ~~The Ohio medical transportation board state board of emergency medical, fire, and transportation services~~ shall comply with section 4776.20 of the Revised Code. 690
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Section 2. That existing sections 4766.01, 4766.03, 4766.04, 4766.05, 4766.06, 4766.07, 4766.08, 4766.22, and 4766.23 of the Revised Code are hereby repealed. 693
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