

As Passed by the House

134th General Assembly

Regular Session

2021-2022

H. B. No. 138

Representative Baldrige

Cosponsors: Representatives Seitz, Lepore-Hagan, Abrams, Bird, Brown, Crawley, Cross, Crossman, Galonski, Ghanbari, Ginter, Hall, Hicks-Hudson, Hoops, Ingram, Jarrells, Lanese, Leland, Lightbody, Lipps, Liston, Loychik, Manning, Miller, A., Miller, J., Miranda, O'Brien, Patton, Pavliga, Plummer, Russo, Schmidt, Sheehy, Sobecki, Weinstein, West, White, Young, T.

A BILL

To amend sections 4765.01, 4765.11, 4765.30, 1
4765.35, 4765.37, 4765.38, 4765.39, 4765.41, and 2
4766.01 of the Revised Code and to amend the 3
version of section 4765.11 of the Revised Code 4
that is scheduled to take effect October 9, 5
2021, regarding the scope of emergency medical 6
services provided by emergency medical service 7
personnel. 8

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

Section 1. That sections 4765.01, 4765.11, 4765.30, 9
4765.35, 4765.37, 4765.38, 4765.39, 4765.41, and 4766.01 of the 10
Revised Code be amended to read as follows: 11

Sec. 4765.01. As used in this chapter: 12

(A) "First responder" means an individual who holds a 13
current, valid certificate issued under section 4765.30 of the 14
Revised Code to practice as a first responder. 15

(B) "Emergency medical technician-basic" or "EMT-basic" 16
means an individual who holds a current, valid certificate 17
issued under section 4765.30 of the Revised Code to practice as 18
an emergency medical technician-basic. 19

(C) "Emergency medical technician-intermediate" or "EMT-I" 20
means an individual who holds a current, valid certificate 21
issued under section 4765.30 of the Revised Code to practice as 22
an emergency medical technician-intermediate. 23

(D) "Emergency medical technician-paramedic" or 24
"paramedic" means an individual who holds a current, valid 25
certificate issued under section 4765.30 of the Revised Code to 26
practice as an emergency medical technician-paramedic. 27

(E) "Ambulance" means any motor vehicle that is used, or 28
is intended to be used, for the purpose of responding to 29
emergency medical situations, transporting emergency patients, 30
and administering emergency medical service to patients before, 31
during, or after transportation. 32

(F) "Cardiac monitoring" means a procedure used for the 33
purpose of observing and documenting the rate and rhythm of a 34
patient's heart by attaching electrical leads from an 35
electrocardiograph monitor to certain points on the patient's 36
body surface. 37

(G) "Emergency medical service" means any of the services 38
~~described in sections 4765.35, 4765.37, 4765.38, and 4765.39 of~~ 39
~~the Revised Code that are performed by first responders,~~ 40
emergency medical technicians-basic, emergency medical 41
technicians-intermediate, and paramedics are authorized to 42
perform pursuant to rules adopted by the state board of 43
emergency medical, fire, and transportation services under 44

section 4765.11 of the Revised Code. "Emergency medical service" 45
includes such services performed before or during any transport 46
of a patient, including transports between hospitals and 47
transports to and from helicopters. 48

(H) "Emergency medical service organization" means a 49
public or private organization using first responders, EMTs- 50
basic, EMTs-I, or paramedics, or a combination of first 51
responders, EMTs-basic, EMTs-I, and paramedics, to provide 52
emergency medical services. 53

(I) "Physician" means an individual who holds a current, 54
valid license issued under Chapter 4731. of the Revised Code 55
authorizing the practice of medicine and surgery or osteopathic 56
medicine and surgery. 57

(J) "Registered nurse" means an individual who holds a 58
current, valid license issued under Chapter 4723. of the Revised 59
Code authorizing the practice of nursing as a registered nurse. 60

(K) "Volunteer" means a person who provides services 61
either for no compensation or for compensation that does not 62
exceed the actual expenses incurred in providing the services or 63
in training to provide the services. 64

(L) "Emergency medical service personnel" means first 65
responders, emergency medical technicians-basic, emergency 66
medical technicians-intermediate, emergency medical technicians- 67
paramedic, and persons who provide medical direction to such 68
persons. 69

(M) "Hospital" has the same meaning as in section 3727.01 70
of the Revised Code. 71

(N) "Trauma" or "traumatic injury" means severe damage to 72
or destruction of tissue that satisfies both of the following 73

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| conditions: | 74 |
| (1) It creates a significant risk of any of the following: | 75 |
| (a) Loss of life; | 76 |
| (b) Loss of a limb; | 77 |
| (c) Significant, permanent disfigurement; | 78 |
| (d) Significant, permanent disability. | 79 |
| (2) It is caused by any of the following: | 80 |
| (a) Blunt or penetrating injury; | 81 |
| (b) Exposure to electromagnetic, chemical, or radioactive energy; | 82 83 |
| (c) Drowning, suffocation, or strangulation; | 84 |
| (d) A deficit or excess of heat. | 85 |
| (O) "Trauma victim" or "trauma patient" means a person who has sustained a traumatic injury. | 86 87 |
| (P) "Trauma care" means the assessment, diagnosis, transportation, treatment, or rehabilitation of a trauma victim by emergency medical service personnel or by a physician, nurse, physician assistant, respiratory therapist, physical therapist, chiropractor, occupational therapist, speech-language pathologist, audiologist, or psychologist licensed to practice as such in this state or another jurisdiction. | 88 89 90 91 92 93 94 |
| (Q) "Trauma center" means all of the following: | 95 |
| (1) Any hospital that is verified by the American college of surgeons as an adult or pediatric trauma center; | 96 97 |
| (2) Any hospital that is operating as an adult or | 98 |

pediatric trauma center under provisional status pursuant to 99
section 3727.101 of the Revised Code; 100

(3) Until December 31, 2004, any hospital in this state 101
that is designated by the director of health as a level II 102
pediatric trauma center under section 3727.081 of the Revised 103
Code; 104

(4) Any hospital in another state that is licensed or 105
designated under the laws of that state as capable of providing 106
specialized trauma care appropriate to the medical needs of the 107
trauma patient. 108

(R) "Pediatric" means involving a patient who is less than 109
sixteen years of age. 110

(S) "Adult" means involving a patient who is not a 111
pediatric patient. 112

(T) "Geriatric" means involving a patient who is at least 113
seventy years old or exhibits significant anatomical or 114
physiological characteristics associated with advanced aging. 115

(U) "Air medical organization" means an organization that 116
provides emergency medical services, or transports emergency 117
victims, by means of fixed or rotary wing aircraft. 118

(V) "Emergency care" and "emergency facility" have the 119
same meanings as in section 3727.01 of the Revised Code. 120

(W) "Stabilize," ~~except as it is used in division (B) of~~ 121
~~section 4765.35 of the Revised Code with respect to the manual~~ 122
~~stabilization of fractures,~~ has the same meaning as in section 123
1753.28 of the Revised Code. 124

(X) "Transfer" has the same meaning as in section 1753.28 125
of the Revised Code. 126

(Y) "Firefighter" means any member of a fire department as defined in section 742.01 of the Revised Code. 127
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(Z) "Volunteer firefighter" has the same meaning as in section 146.01 of the Revised Code. 129
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(AA) "Part-time paid firefighter" means a person who provides firefighting services on less than a full-time basis, is routinely scheduled to be present on site at a fire station or other designated location for purposes of responding to a fire or other emergency, and receives more than nominal compensation for the provision of firefighting services. 131
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(BB) "Physician assistant" means an individual who holds a valid license to practice as a physician assistant issued under Chapter 4730. of the Revised Code. 137
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(CC) "Advanced practice registered nurse" has the same meaning as in section 4723.01 of the Revised Code. 140
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Sec. 4765.11. (A) The state board of emergency medical, fire, and transportation services shall adopt, and may amend and rescind, rules in accordance with Chapter 119. of the Revised Code and ~~division~~divisions (C) and (D) of this section that establish all of the following: 142
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(1) Procedures for its governance and the control of its actions and business affairs; 147
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(2) Standards for the performance of emergency medical services by first responders, emergency medical technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic; 149
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(3) Application fees for certificates of accreditation, certificates of approval, certificates to teach, and 153
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| certificates to practice, which shall be deposited into the | 155 |
| trauma and emergency medical services fund created in section | 156 |
| 4513.263 of the Revised Code; | 157 |
| (4) Criteria for determining when the application or | 158 |
| renewal fee for a certificate to practice may be waived because | 159 |
| an applicant cannot afford to pay the fee; | 160 |
| (5) Procedures for issuance and renewal of certificates of | 161 |
| accreditation, certificates of approval, certificates to teach, | 162 |
| and certificates to practice, including any procedures necessary | 163 |
| to ensure that adequate notice of renewal is provided in | 164 |
| accordance with division (D) of section 4765.30 of the Revised | 165 |
| Code; | 166 |
| (6) Procedures for suspending or revoking certificates of | 167 |
| accreditation, certificates of approval, certificates to teach, | 168 |
| and certificates to practice; | 169 |
| (7) Grounds for suspension or revocation of a certificate | 170 |
| to practice issued under section 4765.30 of the Revised Code and | 171 |
| for taking any other disciplinary action against a first | 172 |
| responder, EMT-basic, EMT-I, or paramedic; | 173 |
| (8) Procedures for taking disciplinary action against a | 174 |
| first responder, EMT-basic, EMT-I, or paramedic; | 175 |
| (9) Standards for certificates of accreditation and | 176 |
| certificates of approval; | 177 |
| (10) Qualifications for certificates to teach; | 178 |
| (11) Requirements for a certificate to practice; | 179 |
| (12) The curricula, number of hours of instruction and | 180 |
| training, and instructional materials to be used in adult and | 181 |
| pediatric emergency medical services training programs and adult | 182 |

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| and pediatric emergency medical services continuing education programs; | 183 184 |
| (13) Procedures for conducting courses in recognizing symptoms of life-threatening allergic reactions and in calculating proper dosage levels and administering injections of epinephrine to adult and pediatric patients who suffer life-threatening allergic reactions; | 185 186 187 188 189 |
| (14) Examinations for certificates to practice; | 190 |
| (15) Procedures for administering examinations for certificates to practice; | 191 192 |
| (16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program; | 193 194 195 196 |
| (17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements; | 197 198 |
| (18) Procedures for approving <u>Specifications of the additional-emergency medical services that first responders are authorized by division (C) of to perform under section 4765.35 of the Revised Code to perform, that EMTs-basic are authorized by division (C) of to perform under section 4765.37 of the Revised Code to perform, that EMTs-I are authorized by division (B) (5) of to perform under section 4765.38 of the Revised Code to perform, and that paramedics are authorized by division (B) (6) of to perform under section 4765.39 of the Revised Code to perform;</u> | 199 200 201 202 203 204 205 206 207 208 |
| (19) Standards and procedures for implementing the requirements of section 4765.06 of the Revised Code, including designations of the persons who are required to report | 209 210 211 |

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| information to the board and the types of information to be reported; | 212 213 |
| (20) Procedures for administering the emergency medical services grant program established under section 4765.07 of the Revised Code; | 214 215 216 |
| (21) Procedures consistent with Chapter 119. of the Revised Code for appealing decisions of the board; | 217 218 |
| (22) Minimum qualifications and peer review and quality improvement requirements for persons who provide medical direction to emergency medical service personnel; | 219 220 221 |
| (23) The manner in which a patient, or a patient's parent, guardian, or custodian, may consent to the board releasing identifying information about the patient under division (D) of section 4765.102 of the Revised Code; | 222 223 224 225 |
| (24) Circumstances under which a training program or continuing education program, or portion of either type of program, may be taught by a person who does not hold a certificate to teach issued under section 4765.23 of the Revised Code; | 226 227 228 229 230 |
| (25) Certification cycles for certificates issued under sections 4765.23 and 4765.30 of the Revised Code and certificates issued by the executive director of the state board of emergency medical, fire, and transportation services under section 4765.55 of the Revised Code that establish a common expiration date for all certificates. | 231 232 233 234 235 236 |
| (B) The board may adopt, and may amend and rescind, rules in accordance with Chapter 119. of the Revised Code and division <u>divisions (C) and (D)</u> of this section that establish <u>any of the</u> following: | 237 238 239 240 |

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| (1) Specifications of information that may be collected | 241 |
| under the trauma system registry and incidence reporting system | 242 |
| created under section 4765.06 of the Revised Code; | 243 |
| (2) Standards and procedures for implementing any of the | 244 |
| recommendations made by any committees of the board or under | 245 |
| section 4765.04 of the Revised Code; | 246 |
| (3) Requirements that a person must meet to receive a | 247 |
| certificate to practice as a first responder pursuant to | 248 |
| division (A) (2) of section 4765.30 of the Revised Code; | 249 |
| (4) Any other rules necessary to implement this chapter. | 250 |
| (C) In developing and administering rules adopted under | 251 |
| this chapter, the state board of emergency medical, fire, and | 252 |
| transportation services shall consult with regional directors | 253 |
| and regional physician advisory boards created by appointed | 254 |
| <u>under</u> section 4765.05 of the Revised Code and emphasize the | 255 |
| special needs of pediatric and geriatric patients. | 256 |
| (D) Except as otherwise provided in this division, before | 257 |
| adopting, amending, or rescinding any rule under this chapter, | 258 |
| the board shall submit the proposed rule to the director of | 259 |
| public safety for review. The director may review the proposed | 260 |
| rule for not more than sixty days after the date it is | 261 |
| submitted. If, within this sixty-day period, the director | 262 |
| approves the proposed rule or does not notify the board that the | 263 |
| rule is disapproved, the board may adopt, amend, or rescind the | 264 |
| rule as proposed. If, within this sixty-day period, the director | 265 |
| notifies the board that the proposed rule is disapproved, the | 266 |
| board shall not adopt, amend, or rescind the rule as proposed | 267 |
| unless at least twelve members of the board vote to adopt, | 268 |
| amend, or rescind it. | 269 |

This division does not apply to an emergency rule adopted 270
in accordance with section 119.03 of the Revised Code. 271

Sec. 4765.30. ~~(A)(1) The~~ All of the following apply to the 272
state board of emergency medical, fire, and transportation 273
services ~~shall issue with respect to issuing and renewing~~ 274
certificates to practice: 275

(A) The board shall issue a certificate to practice as a 276
first responder to an applicant who meets all of the following 277
conditions: 278

~~(a) Except as provided in division (A)(2) of this section,~~ 279
~~is a volunteer for a nonprofit emergency medical service~~ 280
~~organization or a nonprofit fire department;~~ 281

~~(b)(1)~~ Holds the appropriate certificate of completion 282
issued in accordance with section 4765.24 of the Revised Code; 283

~~(c)(2)~~ Passes the appropriate examination conducted under 284
section 4765.29 of the Revised Code; 285

~~(d)(3)~~ Is not in violation of any provision of this 286
chapter or the rules adopted under it; 287

~~(e)(4)~~ Meets any other certification requirements 288
established in rules adopted under section 4765.11 of the 289
Revised Code. 290

~~(2) The board may waive the requirement to be a volunteer~~ 291
~~for a nonprofit entity if the applicant meets other requirements~~ 292
~~established in rules adopted under division (B)(3) of section~~ 293
~~4765.11 of the Revised Code relative to a person's eligibility~~ 294
~~to practice as a first responder.~~ 295

~~(B) The state board of emergency medical, fire, and~~ 296
~~transportation services shall issue a certificate to practice as~~ 297

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| an emergency medical technician-basic to an applicant who meets | 298 |
| all of the following conditions: | 299 |
| (1) Holds a <u>the appropriate</u> certificate of completion in | 300 |
| emergency medical services training basic issued in accordance | 301 |
| with section 4765.24 of the Revised Code; | 302 |
| (2) Passes the <u>appropriate</u> examination for emergency | 303 |
| medical technicians basic conducted under section 4765.29 of the | 304 |
| Revised Code; | 305 |
| (3) Is not in violation of any provision of this chapter | 306 |
| or the rules adopted under it; | 307 |
| (4) Meets any other certification requirements established | 308 |
| in rules adopted under section 4765.11 of the Revised Code. | 309 |
| (C) The state board of emergency medical, fire, and | 310 |
| transportation services shall issue a certificate to practice as | 311 |
| an emergency medical technician-intermediate or emergency | 312 |
| medical technician-paramedic to an applicant who meets all of | 313 |
| the following conditions: | 314 |
| (1) Holds a certificate to practice as an emergency | 315 |
| medical technician-basic; | 316 |
| (2) Holds the appropriate certificate of completion issued | 317 |
| in accordance with section 4765.24 of the Revised Code; | 318 |
| (3) Passes the appropriate examination conducted under | 319 |
| section 4765.29 of the Revised Code; | 320 |
| (4) Is not in violation of any provision of this chapter | 321 |
| or the rules adopted under it; | 322 |
| (5) Meets any other certification requirements established | 323 |
| in rules adopted under section 4765.11 of the Revised Code. | 324 |

(D) A certificate to practice shall have a certification cycle established by the board and may be renewed by the board pursuant to rules adopted under section 4765.11 of the Revised Code. Not later than sixty days prior to the expiration date of an individual's certificate to practice, the board shall notify the individual of the scheduled expiration.

An application for renewal shall be accompanied by the appropriate renewal fee established in rules adopted under section 4765.11 of the Revised Code, unless the board waives the fee on determining pursuant to those rules that the applicant cannot afford to pay the fee. Except as provided in division (B) of section 4765.31 of the Revised Code, the application shall include evidence of either of the following:

(1) That the applicant received a certificate of completion from the appropriate emergency medical services continuing education program pursuant to section 4765.24 of the Revised Code;

(2) That the applicant has successfully passed an examination that demonstrates the competence to have a certificate renewed without completing an emergency medical services continuing education program. The board shall approve such examinations in accordance with rules adopted under section 4765.11 of the Revised Code.

(E) The board shall not require an applicant for renewal of a certificate to practice to take an examination as a condition of renewing the certificate. This division does not preclude the use of examinations by operators of approved emergency medical services continuing education programs as a condition for issuance of a certificate of completion in emergency medical services continuing education.

Sec. 4765.35. (A) A first responder may perform any of the 355
emergency medical services specified for first responders in 356
rules adopted under section 4765.11 of the Revised Code by the 357
state board of emergency medical, fire, and transportation 358
services. A first responder shall perform the emergency medical 359
services ~~described in this section~~ in accordance with this 360
chapter and any rules adopted under it by the board. 361

~~(B) A first responder may provide limited emergency~~ 362
~~medical services to patients until the arrival of an emergency~~ 363
~~medical technician basic, emergency medical technician~~ 364
~~intermediate, or emergency medical technician paramedic. In an~~ 365
~~emergency, a first responder may render emergency medical~~ 366
~~services such as opening and maintaining an airway, giving mouth-~~ 367
~~to barrier ventilation, chest compressions, electrical~~ 368
~~interventions with automated defibrillators to support or~~ 369
~~correct the cardiac function and other methods determined by the~~ 370
~~board, controlling of hemorrhage, manual stabilization of~~ 371
~~fractures, bandaging, assisting in childbirth, and determining~~ 372
~~triage of trauma victims.~~ 373

~~(C) A first responder may perform any other emergency~~ 374
~~medical services approved pursuant to rules adopted under~~ 375
~~section 4765.11 of the Revised Code. The board shall determine~~ 376
~~whether the nature of any such service requires that a first~~ 377
~~responder receive authorization prior to performing the service.~~ 378

~~(D)(1)(B)(1)~~ (B)(1) Except as provided in division ~~(D)(2)(B)(2)~~ 379
of this section, ~~if the board determines under division (C) of~~ 380
~~this section that a service requires prior authorization, the~~ 381
~~service~~ the emergency medical services provided by a first 382
responder shall be performed only pursuant to one of the 383
following: 384

(a) The written or verbal authorization of a physician or 385
of the cooperating physician advisory board, ~~or pursuant to an;~~ 386

(b) An authorization transmitted through a direct 387
communication device by a physician, physician assistant 388
designated by a physician, or registered nurse designated by a 389
physician~~;~~ 390

~~(2) If communications fail during an emergency situation~~ 391
~~or the required response time prohibits communication, a first~~ 392
~~responder may perform services subject to this division, if, in~~ 393
~~the judgment of the first responder, the life of the patient is~~ 394
~~in immediate danger. Services performed under these~~ 395
~~circumstances shall be performed in accordance with the written~~ 396
~~protocols for triage of adult and pediatric trauma victims~~ 397
~~established in rules adopted under sections 4765.11 and 4765.40~~ 398
~~of the Revised Code and any;~~ 399

(c) Any applicable protocols adopted by the emergency 400
medical service organization with which the first responder is 401
affiliated. 402

(2) Division (B) (1) of this section does not prohibit a 403
first responder from complying with a do-not-resuscitate order 404
issued by a physician assistant or advanced practice registered 405
nurse pursuant to section 2133.211 of the Revised Code. 406

Sec. 4765.37. (A) An emergency medical technician-basic 407
may perform any of the emergency medical services specified for 408
EMTs-basic in rules adopted under section 4765.11 of the Revised 409
Code by the state board of emergency medical, fire, and 410
transportation services. An EMT-basic shall perform the 411
emergency medical services described in this section in 412
accordance with this chapter and any rules adopted under it by 413

~~the state board of emergency medical, fire, and transportation services.~~ 414
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~~(B) An emergency medical technician basic may operate, or be responsible for operation of, an ambulance and may provide emergency medical services to patients. In an emergency, an EMT basic may determine the nature and extent of illness or injury and establish priority for required emergency medical services. An EMT basic may render emergency medical services such as opening and maintaining an airway, giving positive pressure ventilation, cardiac resuscitation, electrical interventions with automated defibrillators to support or correct the cardiac function and other methods determined by the board, controlling of hemorrhage, treatment of shock, immobilization of fractures, bandaging, assisting in childbirth, management of mentally disturbed patients, initial care of poison and burn patients, and determining triage of adult and pediatric trauma victims. Where patients must in an emergency be extricated from entrapment, an EMT basic may assess the extent of injury and render all possible emergency medical services and protection to the entrapped patient; provide light rescue services if an ambulance has not been accompanied by a specialized unit; and after extrication, provide additional care in sorting of the injured in accordance with standard emergency procedures.~~ 416
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~~(C) An EMT basic may perform any other emergency medical services approved pursuant to rules adopted under section 4765.11 of the Revised Code. The board shall determine whether the nature of any such service requires that an EMT basic receive authorization prior to performing the service.~~ 437
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~~(D) (1) (B) (1) Except as provided in division (D) (2) (B) (2) of this section, if the board determines under division (C) of~~ 442
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~~this section that a service requires prior authorization, the~~ 444
~~service the emergency medical services provided by an EMT-basic~~ 445
shall be performed only pursuant to one of the following: 446

(a) The written or verbal authorization of a physician or 447
of the cooperating physician advisory board, ~~or pursuant to an;~~ 448

(b) An authorization transmitted through a direct 449
communication device by a physician, physician assistant 450
designated by a physician, or registered nurse designated by a 451
physician. 452

~~(2) If communications fail during an emergency situation~~ 453
~~or the required response time prohibits communication, an EMT-~~ 454
~~basic may perform services subject to this division, if, in the~~ 455
~~judgment of the EMT-basic, the life of the patient is in~~ 456
~~immediate danger. Services performed under these circumstances~~ 457
~~shall be performed in accordance with the protocols for triage~~ 458
~~of adult and pediatric trauma victims established in rules~~ 459
~~adopted under sections 4765.11 and 4765.40 of the Revised Code~~ 460
~~and any;~~ 461

(c) Any applicable protocols adopted by the emergency 462
medical service organization with which the EMT-basic is 463
affiliated. 464

(2) Division (B) (1) of this section does not prohibit an 465
EMT-basic from complying with a do-not-resuscitate order issued 466
by a physician assistant or advanced practice registered nurse 467
pursuant to section 2133.211 of the Revised Code. 468

Sec. 4765.38. (A) An emergency medical technician- 469
intermediate may perform any of the emergency medical services 470
specified for EMTs-I in rules adopted under section 4765.11 of 471
the Revised Code by the state board of emergency medical, fire, 472

and transportation services. An EMT-I shall perform the 473
emergency medical services ~~described in this section~~ in 474
accordance with this chapter and any rules adopted under it by 475
the board. 476

~~(B) An EMT-I may do any of the following:~~ 477

~~(1) Establish and maintain an intravenous lifeline that~~ 478
has been approved by a cooperating physician or physician- 479
advisory board; 480

~~(2) Perform cardiac monitoring;~~ 481

~~(3) Perform electrical interventions to support or correct~~ 482
the cardiac function; 483

~~(4) Administer epinephrine;~~ 484

~~(5) Determine triage of adult and pediatric trauma~~ 485
victims; 486

~~(6) Perform any other emergency medical services approved~~ 487
pursuant to rules adopted under section 4765.11 of the Revised- 488
Code. 489

~~(C) (1) (B) (1)~~ Except as provided in division (C) (2) (B) (2) 490
of this section, the emergency medical services described in 491
~~division (B) of this section provided by an EMT-I~~ shall be 492
performed ~~by an EMT-I~~ only pursuant to one of the following: 493

(a) The written or verbal authorization of a physician or 494
of the cooperating physician advisory board, ~~or pursuant to an;~~ 495

(b) An authorization transmitted through a direct 496
communication device by a physician, physician assistant 497
designated by a physician, or registered nurse designated by a 498
physician. 499

~~(2) If communications fail during an emergency situation or the required response time prohibits communication, an EMT-I may perform any of the services described in division (B) of this section, if, in the judgment of the EMT-I, the life of the patient is in immediate danger. Services performed under these circumstances shall be performed in accordance with the protocols for triage of adult and pediatric trauma victims established in rules adopted under sections 4765.11 and 4765.40 of the Revised Code and any;~~ 500
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(c) Any applicable protocols adopted by the emergency medical service organization with which the EMT-I is affiliated. 509
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~~(D) (2) Division (B) (1) of this section does not prohibit an EMT-I from complying with a do-not-resuscitate order issued by a physician assistant or advanced practice registered nurse pursuant to section 2133.211 of the Revised Code.~~ 511
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(C) In addition to, and in the course of, providing emergency medical treatment, an emergency medical technician-intermediate EMT-I may withdraw blood as provided under sections 1547.11, 4506.17, and 4511.19 of the Revised Code. An emergency medical technician-intermediate EMT-I shall withdraw blood in accordance with this chapter and any rules adopted under it by the state board of emergency medical, fire, and transportation services. 515
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Sec. 4765.39. (A) An emergency medical technician-paramedic may perform any of the emergency medical services specified for paramedics in rules adopted under section 4765.11 of the Revised Code by the state board of emergency medical, fire, and transportation services. A paramedic shall perform the emergency medical services described in this section in accordance with this chapter and any rules adopted under it by 523
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| <u>the state board of emergency medical, fire, and transportation</u> | 530 |
| <u>services.</u> | 531 |
| (B) A paramedic may do any of the following: | 532 |
| (1) Perform cardiac monitoring; | 533 |
| (2) Perform electrical interventions to support or correct the cardiac function; | 534 535 |
| (3) Perform airway procedures; | 536 |
| (4) Perform relief of pneumothorax; | 537 |
| (5) Administer appropriate drugs and intravenous fluids; | 538 |
| (6) Determine triage of adult and pediatric trauma victims; | 539 540 |
| (7) Perform any other emergency medical services, including life support or intensive care techniques, approved pursuant to rules adopted under section 4765.11 of the Revised Code. | 541 542 543 544 |
| (C) (1) (B) (1) Except as provided in division (C) (2) (B) (2) of this section, the <u>emergency medical services described in</u> division (B) of this section <u>provided by a paramedic shall be</u> performed by a paramedic only pursuant to <u>one of the following:</u> | 545 546 547 548 |
| <u>(a) The</u> written or verbal authorization of a physician or of the cooperating physician advisory board, or pursuant to an; | 549 550 |
| <u>(b) An</u> authorization transmitted through a direct communication device by a physician, physician assistant designated by a physician, or registered nurse designated by a physician. | 551 552 553 554 |
| (2) If communications fail during an emergency situation or the required response time prohibits communication, a | 555 556 |

~~paramedic may perform any of the services described in division
(B) of this section, if, in the paramedic's judgment, the life
of the patient is in immediate danger. Services performed under
these circumstances shall be performed in accordance with the
protocols for triage of adult and pediatric trauma victims
established in rules adopted under sections 4765.11 and 4765.40
of the Revised Code and any;~~ 557
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(c) Any applicable protocols adopted by the emergency 564
medical service organization with which the paramedic is 565
affiliated. 566

~~(D) (2) Division (B) (1) of this section does not prohibit~~ 567
a paramedic from complying with a do-not-resuscitate order 568
issued by a physician assistant or advanced practice registered 569
nurse pursuant to section 2133.211 of the Revised Code. 570

(C) In addition to, and in the course of, providing 571
emergency medical treatment, ~~an emergency medical technician-~~ 572
~~paramedic a paramedic~~ may withdraw blood as provided under 573
sections 1547.11, 4506.17, and 4511.19 of the Revised Code. ~~An~~ 574
~~emergency medical technician-paramedic~~ A paramedic shall 575
withdraw blood in accordance with this chapter and any rules 576
adopted under it by the ~~state board of emergency medical, fire,~~ 577
~~and transportation services.~~ 578

Sec. 4765.41. The medical director or cooperating 579
physician advisory board of each emergency medical service 580
organization shall establish written protocols to be followed by 581
first responders, emergency medical technicians-basic, emergency 582
medical technicians-intermediate, and emergency medical 583
technicians-paramedic in performing emergency medical services 584
~~when communications have failed or the required response~~ 585
~~prevents communication and the life of the patient is in~~ 586

~~immediate danger.~~ Those protocols shall be consistent with 587
applicable trauma triage protocols adopted under division (A) or 588
approved under division (B) (2) of section 4765.40 of the Revised 589
Code, but may direct to an adult or pediatric trauma center 590
emergency victims that the applicable trauma triage protocols do 591
not require to be transported to an adult or pediatric trauma 592
center. 593

Sec. 4766.01. As used in this chapter: 594

(A) "Advanced life support" means treatment ~~described in~~ 595
~~section 4765.39 of the Revised Code that a paramedic an~~ 596
emergency medical technician-paramedic is certified authorized 597
to perform under section 4765.39 of the Revised Code. 598

(B) "Air medical service organization" means an 599
organization that furnishes, conducts, maintains, advertises, 600
promotes, or otherwise engages in providing medical services 601
with a rotorcraft air ambulance or fixed wing air ambulance. 602

(C) "Air medical transportation" means the transporting of 603
a patient by rotorcraft air ambulance or fixed wing air 604
ambulance with appropriately licensed and certified medical 605
personnel. 606

(D) "Ambulance" means any motor vehicle that is 607
specifically designed, constructed, or modified and equipped and 608
is intended to be used to provide basic life support, 609
intermediate life support, advanced life support, or mobile 610
intensive care unit services and transportation upon the streets 611
or highways of this state of persons who are seriously ill, 612
injured, wounded, or otherwise incapacitated or helpless. 613
"Ambulance" does not include air medical transportation or a 614
vehicle designed and used solely for the transportation of 615

nonstretcher-bound persons, whether hospitalized or handicapped 616
or whether ambulatory or confined to a wheelchair. 617

(E) "Ambulette" means a motor vehicle that is specifically 618
designed, constructed, or modified and equipped and is intended 619
to be used for transportation upon the streets or highways of 620
this state of persons who require use of a wheelchair or other 621
mobility aid. 622

(F) "Basic life support" means treatment ~~described in~~ 623
~~section 4765.37 of the Revised Code~~ that an EMT emergency 624
medical technician-basic is certified-authorized to perform 625
under section 4765.37 of the Revised Code. 626

(G) "Disaster situation" means any condition or situation 627
described by rule of the state board of emergency medical, fire, 628
and transportation services as a mass casualty, major emergency, 629
natural disaster, or national emergency. 630

(H) "Emergency medical service organization" means an 631
organization that uses ~~EMTs emergency medical technicians-basic,~~ 632
~~AEMTs emergency medical technicians-intermediate,~~ or ~~paramedics-~~ 633
emergency medical technicians-paramedic, or a combination of 634
~~EMTs EMTs-basic, -AEMTs EMTs-I,~~ and paramedics, to provide 635
medical care to victims of illness or injury. An emergency 636
medical service organization includes, but is not limited to, a 637
commercial ambulance service organization, a hospital, and a 638
funeral home. 639

(I) ~~"EMT," "AEMT,"~~ "Emergency medical technician-basic," 640
"EMT-basic," "emergency medical technician-intermediate," "EMT- 641
I," "emergency medical technician-paramedic," and "paramedic" 642
have the same meanings as in ~~sections~~ section 4765.01 and of the 643
Revised Code. Pursuant to section 4765.011 of the Revised Code, 644

an emergency medical technician-basic or EMT-basic is also known 645
as an emergency medical technician or EMT, respectively, and an 646
emergency medical technician-intermediate or EMT-I is also known 647
as an advanced emergency medical technician or AEMT, 648
respectively. 649

(J) "Fixed wing air ambulance" means a fixed wing aircraft 650
that is specifically designed, constructed, or modified and 651
equipped and is intended to be used as a means of air medical 652
transportation. 653

(K) "Health care practitioner" has the same meaning as in 654
section 3701.74 of the Revised Code. 655

(L) "Health care services" has the same meaning as in 656
section 3922.01 of the Revised Code. 657

(M) "Intermediate life support" means treatment ~~described~~ 658
~~in section 4765.38 of the Revised Code~~ that an ~~AEMT~~ emergency 659
medical technician-intermediate is certified authorized to 660
perform under section 4765.38 of the Revised Code. 661

(N) "Major emergency" means any emergency event that 662
cannot be resolved through the use of locally available 663
emergency resources. 664

(O) "Mass casualty" means an emergency event that results 665
in ten or more persons being injured, incapacitated, made ill, 666
or killed. 667

(P) "Medical emergency" means an unforeseen event 668
affecting an individual in such a manner that a need for 669
immediate care is created. 670

(Q) "Mobile intensive care unit" means an ambulance used 671
only for maintaining specialized or intensive care treatment and 672

used primarily for interhospital transports of patients whose 673
conditions require care beyond the ~~scope of services~~ a paramedic 674
~~as provided in~~ is authorized to perform under section 4765.39 of 675
the Revised Code. 676

(R) (1) "Nonemergency medical service organization" means a 677
person that does both of the following: 678

(a) Provides services to the public on a regular basis for 679
the purpose of transporting individuals who require the use of a 680
wheelchair or other mobility aid to receive health care services 681
in nonemergency circumstances; 682

(b) Provides the services for a fee, regardless of whether 683
the fee is paid by the person being transported, a third party 684
payer, as defined in section 3702.51 of the Revised Code, or any 685
other person or government entity. 686

(2) "Nonemergency medical service organization" does not 687
include a health care facility, as defined in section 1751.01 of 688
the Revised Code, that provides ambulette services only to 689
patients of that facility. 690

(S) "Nontransport vehicle" means a motor vehicle operated 691
by a licensed emergency medical service organization not as an 692
ambulance, but as a vehicle for providing services in 693
conjunction with the ambulances operated by the organization or 694
other emergency medical service organizations. 695

(T) "Patient" means any individual who as a result of 696
illness or injury needs medical attention, whose physical or 697
mental condition is such that there is imminent danger of loss 698
of life or significant health impairment, or who may be 699
otherwise incapacitated or helpless as a result of a physical or 700
mental condition, or any individual whose physical condition 701

requires the use of a wheelchair or other mobility aid. 702

(U) "Rotorcraft air ambulance" means a helicopter or other 703
aircraft capable of vertical takeoffs, vertical landings, and 704
hovering that is specifically designed, constructed, or modified 705
and equipped and is intended to be used as a means of air 706
medical transportation. 707

(V) "Taxicab" means a taxicab vehicle operated by a 708
taxicab service company, provided the company is not a 709
nonemergency medical service organization. 710

(W) "Transportation network company driver" has the same 711
meaning as in section 3942.01 of the Revised Code. 712

(X) "Transportation network company services" has the same 713
meaning as in section 3942.01 of the Revised Code. 714

Section 2. That existing sections 4765.01, 4765.11, 715
4765.30, 4765.35, 4765.37, 4765.38, 4765.39, 4765.41, and 716
4766.01 of the Revised Code are hereby repealed. 717

Section 3. That the version of section 4765.11 of the 718
Revised Code that is scheduled to take effect October 9, 2021, 719
be amended to read as follows: 720

Sec. 4765.11. (A) The state board of emergency medical, 721
fire, and transportation services shall adopt, and may amend and 722
rescind, rules in accordance with Chapter 119. of the Revised 723
Code and ~~division~~divisions (C) and (D) of this section that 724
establish all of the following: 725

(1) Procedures for its governance and the control of its 726
actions and business affairs; 727

(2) Standards for the performance of emergency medical 728
services by first responders, emergency medical technicians- 729

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|------------------------------------------------------------------|-----|
| basic, emergency medical technicians-intermediate, and emergency | 730 |
| medical technicians-paramedic; | 731 |
| (3) Application fees for certificates of accreditation, | 732 |
| certificates of approval, certificates to teach, and | 733 |
| certificates to practice, which shall be deposited into the | 734 |
| trauma and emergency medical services fund created in section | 735 |
| 4513.263 of the Revised Code; | 736 |
| (4) Criteria for determining when the application or | 737 |
| renewal fee for a certificate to practice may be waived because | 738 |
| an applicant cannot afford to pay the fee; | 739 |
| (5) Procedures for issuance and renewal of certificates of | 740 |
| accreditation, certificates of approval, certificates to teach, | 741 |
| and certificates to practice, including any measures necessary | 742 |
| to implement section 9.79 of the Revised Code and any procedures | 743 |
| necessary to ensure that adequate notice of renewal is provided | 744 |
| in accordance with division (D) of section 4765.30 of the | 745 |
| Revised Code; | 746 |
| (6) Procedures for suspending or revoking certificates of | 747 |
| accreditation, certificates of approval, certificates to teach, | 748 |
| and certificates to practice; | 749 |
| (7) Grounds for suspension or revocation of a certificate | 750 |
| to practice issued under section 4765.30 of the Revised Code and | 751 |
| for taking any other disciplinary action against a first | 752 |
| responder, EMT-basic, EMT-I, or paramedic; | 753 |
| (8) Procedures for taking disciplinary action against a | 754 |
| first responder, EMT-basic, EMT-I, or paramedic; | 755 |
| (9) Standards for certificates of accreditation and | 756 |
| certificates of approval; | 757 |

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|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------|
| (10) Qualifications for certificates to teach; | 758 |
| (11) Requirements for a certificate to practice; | 759 |
| (12) The curricula, number of hours of instruction and training, and instructional materials to be used in adult and pediatric emergency medical services training programs and adult and pediatric emergency medical services continuing education programs; | 760 761 762 763 764 |
| (13) Procedures for conducting courses in recognizing symptoms of life-threatening allergic reactions and in calculating proper dosage levels and administering injections of epinephrine to adult and pediatric patients who suffer life-threatening allergic reactions; | 765 766 767 768 769 |
| (14) Examinations for certificates to practice; | 770 |
| (15) Procedures for administering examinations for certificates to practice; | 771 772 |
| (16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program; | 773 774 775 776 |
| (17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements; | 777 778 |
| (18) Procedures for approving <u>Specifications of the additional-emergency medical services that first responders are authorized by division (C) of to perform under section 4765.35 of the Revised Code to perform, that EMTs-basic are authorized by division (C) of to perform under section 4765.37 of the Revised Code to perform, that EMTs-I are authorized by division (B) (5) of to perform under section 4765.38 of the Revised Code</u> | 779 780 781 782 783 784 785 |

~~to perform, and that paramedics are authorized by division (B)~~ 786
~~(6) of to perform under section 4765.39 of the Revised Code to~~ 787
~~perform;~~ 788

(19) Standards and procedures for implementing the 789
requirements of section 4765.06 of the Revised Code, including 790
designations of the persons who are required to report 791
information to the board and the types of information to be 792
reported; 793

(20) Procedures for administering the emergency medical 794
services grant program established under section 4765.07 of the 795
Revised Code; 796

(21) Procedures consistent with Chapter 119. of the 797
Revised Code for appealing decisions of the board; 798

(22) Minimum qualifications and peer review and quality 799
improvement requirements for persons who provide medical 800
direction to emergency medical service personnel; 801

(23) The manner in which a patient, or a patient's parent, 802
guardian, or custodian, may consent to the board releasing 803
identifying information about the patient under division (D) of 804
section 4765.102 of the Revised Code; 805

(24) Circumstances under which a training program or 806
continuing education program, or portion of either type of 807
program, may be taught by a person who does not hold a 808
certificate to teach issued under section 4765.23 of the Revised 809
Code; 810

(25) Certification cycles for certificates issued under 811
sections 4765.23 and 4765.30 of the Revised Code and 812
certificates issued by the executive director of the state board 813
of emergency medical, fire, and transportation services under 814

section 4765.55 of the Revised Code that establish a common 815
expiration date for all certificates. 816

(B) The board may adopt, and may amend and rescind, rules 817
in accordance with Chapter 119. of the Revised Code and ~~division-~~ 818
~~divisions~~ (C) and (D) of this section that establish any of the 819
following: 820

(1) Specifications of information that may be collected 821
under the trauma system registry and incidence reporting system 822
created under section 4765.06 of the Revised Code; 823

(2) Standards and procedures for implementing any of the 824
recommendations made by any committees of the board or under 825
section 4765.04 of the Revised Code; 826

(3) ~~Requirements that a person must meet to receive a~~ 827
~~certificate to practice as a first responder pursuant to~~ 828
~~division (A) (2) of section 4765.30 of the Revised Code;~~ 829

~~(4) Any other rules necessary to implement this chapter.~~ 830

(C) In developing and administering rules adopted under 831
this chapter, the state board of emergency medical, fire, and 832
transportation services shall consult with regional directors 833
and regional ~~physician~~-advisory boards ~~created by appointed~~ 834
under section 4765.05 of the Revised Code and emphasize the 835
special needs of pediatric and geriatric patients. 836

(D) Except as otherwise provided in this division, before 837
adopting, amending, or rescinding any rule under this chapter, 838
the board shall submit the proposed rule to the director of 839
public safety for review. The director may review the proposed 840
rule for not more than sixty days after the date it is 841
submitted. If, within this sixty-day period, the director 842
approves the proposed rule or does not notify the board that the 843

rule is disapproved, the board may adopt, amend, or rescind the 844
rule as proposed. If, within this sixty-day period, the director 845
notifies the board that the proposed rule is disapproved, the 846
board shall not adopt, amend, or rescind the rule as proposed 847
unless at least twelve members of the board vote to adopt, 848
amend, or rescind it. 849

This division does not apply to an emergency rule adopted 850
in accordance with section 119.03 of the Revised Code. 851

Section 4. That the existing version of section 4765.11 of 852
the Revised Code that is scheduled to take effect October 9, 853
2021, is hereby repealed. 854