

AN ACT

To amend sections 4765.01, 4765.11, 4765.30, 4765.35, 4765.37, 4765.38, 4765.39, 4765.41, 4765.42, and 4766.01 and to enact sections 4765.431 and 4765.53 of the Revised Code to modify the laws governing services provided by emergency medical service (EMS) personnel and qualifications for serving as a medical director of an EMS organization.

Be it enacted by the General Assembly of the State of Ohio:

SECTION 1. That sections 4765.01, 4765.11, 4765.30, 4765.35, 4765.37, 4765.38, 4765.39, 4765.41, 4765.42, and 4766.01 be amended and sections 4765.431 and 4765.53 of the Revised Code be enacted to read as follows:

Sec. 4765.01. As used in this chapter:

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

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

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

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

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

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

(G) "Emergency medical service" means any of the services ~~described in sections 4765.35, 4765.37, 4765.38, and 4765.39 of the Revised Code that are performed by first responders, emergency medical technicians-basic, emergency medical technicians-intermediate, and paramedics~~ are authorized to perform pursuant to rules adopted by the state board of emergency medical, fire, and transportation services under section 4765.11 of the Revised Code. "Emergency medical service" includes such services performed before or during any transport of a patient, including transports between hospitals and transports to and from helicopters.

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

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

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

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

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

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

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

(1) It creates a significant risk of any of the following:

- (a) Loss of life;
- (b) Loss of a limb;
- (c) Significant, permanent disfigurement;
- (d) Significant, permanent disability.

(2) It is caused by any of the following:

- (a) Blunt or penetrating injury;
- (b) Exposure to electromagnetic, chemical, or radioactive energy;
- (c) Drowning, suffocation, or strangulation;
- (d) A deficit or excess of heat.

(O) "Trauma victim" or "trauma patient" means a person who has sustained a traumatic injury.

(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.

(Q) "Trauma center" means all of the following:

(1) Any hospital that is verified by the American college of surgeons as an adult or pediatric trauma center;

(2) Any hospital that is operating as an adult or pediatric trauma center under provisional status pursuant to section 3727.101 of the Revised Code;

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

(4) Any hospital in another state that is licensed or designated under the laws of that state as

capable of providing specialized trauma care appropriate to the medical needs of the trauma patient.

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

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

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

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

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

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

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

(Y) "Firefighter" means any member of a fire department as defined in section 742.01 of the Revised Code.

(Z) "Volunteer firefighter" has the same meaning as in section 146.01 of the Revised Code.

(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.

(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.

(CC) "Advanced practice registered nurse" has the same meaning as in section 4723.01 of the Revised Code.

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:

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

(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;

(3) Application fees for certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice, which shall be deposited into the trauma and emergency medical services fund created in section 4513.263 of the Revised Code;

(4) Criteria for determining when the application or renewal fee for a certificate to practice may be waived because an applicant cannot afford to pay the fee;

(5) Procedures for issuance and renewal of certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice, including any measures necessary to implement section 9.79 of the Revised Code and any procedures necessary to ensure that adequate notice of renewal is provided in accordance with division (D) of section 4765.30 of the Revised Code;

(6) Procedures for suspending or revoking certificates of accreditation, certificates of

approval, certificates to teach, and certificates to practice;

(7) Grounds for suspension or revocation of a certificate to practice issued under section 4765.30 of the Revised Code and for taking any other disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;

(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;

(9) Standards for certificates of accreditation and certificates of approval;

(10) Qualifications for certificates to teach;

(11) Requirements for a certificate to practice;

(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;

(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;

(14) Examinations for certificates to practice;

(15) Procedures for administering examinations for certificates to practice;

(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;

(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;

(18) ~~Procedures for approving~~ 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;~~

(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 information to the board and the types of information to be reported;

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

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

(22) Minimum qualifications and peer review and quality improvement requirements for persons who provide medical direction to emergency medical service personnel, including, subject to division (B) of section 4765.42 of the Revised Code, qualifications for a physician to be eligible to serve as the medical director of an emergency medical service organization or a member of its cooperating physician advisory board;

(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;

(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;

(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.

(B) The board may 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 any of the following:

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

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

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

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

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

(D) Except as otherwise provided in this division, before adopting, amending, or rescinding any rule under this chapter, the board shall submit the proposed rule to the director of public safety for review. The director may review the proposed rule for not more than sixty days after the date it is submitted. If, within this sixty-day period, the director approves the proposed rule or does not notify the board that the rule is disapproved, the board may adopt, amend, or rescind the rule as proposed. If, within this sixty-day period, the director notifies the board that the proposed rule is disapproved, the board shall not adopt, amend, or rescind the rule as proposed unless at least twelve members of the board vote to adopt, amend, or rescind it.

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

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

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

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

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

~~(c)~~ (2) Passes the appropriate examination conducted under section 4765.29 of the Revised

Code;

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

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

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

(B) The state board of emergency medical, fire, and transportation services shall issue a certificate to practice as an emergency medical technician-basic to an applicant who meets all of the following conditions:

(1) Holds a ~~the appropriate~~ certificate of completion in emergency medical services training-basic issued in accordance with section 4765.24 of the Revised Code;

(2) Passes the ~~appropriate~~ examination for emergency medical technicians-basic conducted under section 4765.29 of the Revised Code;

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

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

(C) The state board of emergency medical, fire, and transportation services shall issue a certificate to practice as an emergency medical technician-intermediate or emergency medical technician-paramedic to an applicant who meets all of the following conditions:

(1) Holds a certificate to practice as an emergency medical technician-basic;

(2) Holds the appropriate certificate of completion issued in accordance with section 4765.24 of the Revised Code;

(3) Passes the appropriate examination conducted under section 4765.29 of the Revised Code;

(4) Is not in violation of any provision of this chapter or the rules adopted under it;

(5) Meets any other certification requirements established in rules adopted under section 4765.11 of the Revised Code.

(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 emergency medical services specified for first responders in rules adopted under section 4765.11 of the Revised Code by the state board of emergency medical, fire, and transportation services. A first responder shall perform the emergency medical services ~~described in this section~~ in accordance with this chapter and any rules adopted under it by the board.

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

~~(C) A first responder 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 a first responder receive authorization prior to performing the service.~~

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

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

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

~~(2) If communications fail during an emergency situation or the required response time prohibits communication, a first responder may perform services subject to this division, if, in the judgment of the first responder, the life of the patient is in immediate danger. Services performed under these circumstances shall be performed in accordance with the written 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;~~

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

~~(2) Division (B)(1) of this section does not prohibit a first responder 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.~~

Sec. 4765.37. (A) An emergency medical technician-basic may perform any of the

emergency medical services specified for EMTs-basic in rules adopted under section 4765.11 of the Revised Code by the state board of emergency medical, fire, and transportation services. An EMT-basic shall perform the emergency medical services described in this section in accordance with this chapter and any rules adopted under it by the state board of emergency medical, fire, and transportation services.

~~(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.~~

~~(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.~~

~~(D)(1)-(B)(1) Except as provided in division (D)(2)-(B)(2) of this section, if the board determines under division (C) of this section that a service requires prior authorization, the service the emergency medical services provided by an EMT-basic shall be performed only pursuant to one of the following:~~

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

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

~~(2) If communications fail during an emergency situation or the required response time prohibits communication, an EMT-basic may perform services subject to this division, if, in the judgment of the EMT-basic, 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;~~

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

~~(2) Division (B)(1) of this section does not prohibit an EMT-basic 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.~~

Sec. 4765.38. (A) An emergency medical technician-intermediate may perform any of the emergency medical services specified for EMTs-I in rules adopted under section 4765.11 of the Revised Code by the state board of emergency medical, fire, and transportation services. An EMT-I shall perform ~~the emergency medical services described in this section~~ in accordance with this chapter and any rules adopted under it by the board.

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

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

~~(2) Perform cardiac monitoring;~~

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

~~(4) Administer epinephrine;~~

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

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

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

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

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

~~(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;~~

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

~~(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.

(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.

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 the state board of emergency medical, fire, and

transportation services.

~~(B)~~ A paramedic may do any of the following:

~~(1)~~ Perform cardiac monitoring;

~~(2)~~ Perform electrical interventions to support or correct the cardiac function;

~~(3)~~ Perform airway procedures;

~~(4)~~ Perform relief of pneumothorax;

~~(5)~~ Administer appropriate drugs and intravenous fluids;

~~(6)~~ Determine triage of adult and pediatric trauma victims;

~~(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.

~~(C)(1)-(B)(1)~~ Except as provided in division ~~(C)(2)-(B)(2)~~ of this section, the emergency medical services described in division (B) of this section provided by a paramedic shall be performed by a paramedic only pursuant to one of the following:

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

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

~~(2)~~ If communications fail during an emergency situation or the required response time prohibits communication, a 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;

~~(c)~~ Any applicable protocols adopted by the emergency medical service organization with which the paramedic is affiliated.

~~(D)-(2)~~ Division (B)(1) of this section does not prohibit a paramedic 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.

~~(C)~~ In addition to, and in the course of, providing emergency medical treatment, ~~an emergency medical technician-paramedic~~ a paramedic may withdraw blood as provided under sections 1547.11, 4506.17, and 4511.19 of the Revised Code. ~~An emergency medical technician-paramedic~~ A paramedic 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.

Sec. 4765.41. The medical director or cooperating physician advisory board of each emergency medical service organization shall establish written protocols to be followed by first responders, emergency medical technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic in performing emergency medical services ~~when communications have failed or the required response prevents communication and the life of the patient is in immediate danger~~. Those protocols shall be consistent with applicable trauma triage protocols adopted under division (A) or approved under division (B)(2) of section 4765.40 of the Revised Code, but may direct to an adult or pediatric trauma center emergency victims that the applicable trauma triage protocols do not require to be transported to an adult or pediatric trauma

center.

Sec. 4765.42. (A) Each emergency medical service organization shall appoint a medical director or a cooperating physician advisory board. The organization shall give notice of the name of its medical director or the names of the members of its cooperating physician advisory board to the state board of emergency medical, fire, and transportation services. The notice shall be made in writing.

(B) To be eligible to serve as a medical director or member of a cooperating physician advisory board, an individual shall be a physician who meets the qualifications established in rules adopted under section 4765.11 of the Revised Code. In adopting the rules, the state board shall require that all physicians meet the same qualifications regarding medical experience and completion of a medical director course, subject to both of the following:

(1) With respect to medical experience, the state board shall not limit eligibility to only those physicians who have completed a residency or fellowship program in emergency medicine or a related area or who are certified or eligible to be certified in a specialty or subspecialty of emergency medicine or a related area.

(2) With respect to completion of a medical director course, the state board shall permit a physician who has completed a residency or fellowship program in emergency medicine or a related area to use completion of that program as evidence of completing a medical director course.

Sec. 4765.431. (A) As used in this section:

(1) "Emergency medical technician" and "EMT" have the same meanings as "emergency medical technician-basic" and "EMT-basic," respectively.

(2) "Advanced emergency medical technician" and "AEMT" have the same meanings as "emergency medical technician-intermediate" and "AEMT," respectively.

(3) "Nonemergency transport" means the transport of an individual who requires routine transportation to or from a medical appointment or service, is convalescent or otherwise nonambulatory, and, during transport to the destination facility, does not require medical monitoring, aid, care, or treatment.

(B) When an ambulance is used for the nonemergency transport of a patient, the emergency medical service organization operating the ambulance shall staff the ambulance as follows:

(1) One individual to serve as the driver who meets the requirements established in rules adopted under this section, but is not necessarily an emergency medical technician, advanced emergency medical technician, or paramedic;

(2) In addition to the driver, at least one EMT, AEMT, or paramedic.

(C) The state board of emergency medical, fire, and transportation services shall adopt rules necessary to implement this section. The rules shall be adopted in accordance with Chapter 119. of the Revised Code.

Sec. 4765.53. Notwithstanding any conflicting provision of the Revised Code, an emergency medical technician-basic, emergency medical technician-intermediate, or emergency medical technician-paramedic may administer a test for COVID-19 and may collect and label specimens from a test for COVID-19 if that individual has received proper training to engage in those activities.

Sec. 4766.01. As used in this chapter:

(A) "Advanced life support" means treatment described in section 4765.39 of the Revised

~~Code that a paramedic-an emergency medical technician-paramedic is certified-authorized to perform under section 4765.39 of the Revised Code.~~

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

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

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

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

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

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

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

(I) "EMT," "AEMT," "Emergency medical technician-basic," "EMT-basic," "emergency medical technician-intermediate," "EMT-I," "emergency medical technician-paramedic," and "paramedic" have the same meanings as in ~~sections-section 4765.01 and-of the Revised Code.~~ Pursuant to section 4765.011 of the Revised Code, an emergency medical technician-basic or EMT-basic is also known as an emergency medical technician or EMT, respectively, and an emergency medical technician-intermediate or EMT-I is also known as an advanced emergency medical technician or AEMT, respectively.

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

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

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

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

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

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

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

(Q) "Mobile intensive care unit" means an ambulance used only for maintaining specialized or intensive care treatment and used primarily for interhospital transports of patients whose conditions require care beyond the ~~scope of services a paramedic as provided in~~ is authorized to perform under section 4765.39 of the Revised Code.

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

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

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

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

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

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

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

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

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

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

SECTION 2. That existing sections 4765.01, 4765.11, 4765.30, 4765.35, 4765.37, 4765.38, 4765.39, 4765.41, 4765.42, and 4766.01 of the Revised Code are hereby repealed.

SECTION 3. The qualifications for serving as a medical director or member of a cooperating physician advisory board for an emergency medical service organization established by rules adopted under section 4765.11 of the Revised Code, in accordance with the amendments to section 4765.42 of Revised Code made by this act, apply only to physicians who are appointed to serve as a medical director or member of a cooperating physician advisory board on or after the effective date of this section.

Speaker _____ *of the House of Representatives.*

President _____ *of the Senate.*

Passed _____, 20____

Approved _____, 20____

Governor.

The section numbering of law of a general and permanent nature is complete and in conformity with the Revised Code.

Director, Legislative Service Commission.

Filed in the office of the Secretary of State at Columbus, Ohio, on the ____ day of _____, A. D. 20 ____.

Secretary of State.

File No. _____ Effective Date _____