

As Introduced

**134th General Assembly
Regular Session
2021-2022**

H. B. No. 28

**Representative Wiggam
Cosponsors: Representatives Lipps, Kick**



A BILL

To amend sections 4766.01, 4766.03, 4766.04, 1
4766.05, 4766.06, 4766.07, 4766.08, 4766.09, 2
4766.13, 4766.14, 4766.22, and 4766.23 and to 3
enact section 4766.18 of the Revised Code to 4
establish requirements for the regulation of 5
stretcher vans and to modify certain laws 6
governing ambulances and other medical-related 7
vehicles. 8

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

Section 1. That sections 4766.01, 4766.03, 4766.04, 9
4766.05, 4766.06, 4766.07, 4766.08, 4766.09, 4766.13, 4766.14, 10
4766.22, and 4766.23 be amended and section 4766.18 of the 11
Revised Code be enacted to read as follows: 12

Sec. 4766.01. As used in this chapter: 13

(A) "Advanced life support" means treatment described in 14
section 4765.39 of the Revised Code that a paramedic is 15
certified to perform. 16

(B) "Air medical service organization" means an 17
organization that furnishes, conducts, maintains, advertises, 18

promotes, or otherwise engages in providing medical services 19
with a rotorcraft air ambulance or fixed wing air ambulance. 20

(C) "Air medical transportation" means the transporting of 21
a patient by rotorcraft air ambulance or fixed wing air 22
ambulance with appropriately licensed and certified medical 23
personnel. 24

(D) "Ambulance" means any motor vehicle that is 25
specifically designed, constructed, or modified and equipped and 26
is intended to be used to provide basic life support, 27
intermediate life support, advanced life support, or mobile 28
intensive care unit services and transportation upon the streets 29
or highways of this state of persons who are seriously ill, 30
injured, wounded, or otherwise incapacitated or helpless. 31
"Ambulance" does not include air medical transportation, a 32
stretcher van, or a vehicle designed and used solely for the 33
transportation of nonstretcher-bound persons, whether 34
hospitalized or handicapped or whether ambulatory or confined to 35
a wheelchair. 36

(E) "Ambulette" means a motor vehicle that is specifically 37
designed, constructed, or modified and equipped and is intended 38
to be used for transportation upon the streets or highways of 39
this state of persons who require use of a wheelchair or other 40
mobility aid. 41

(F) "Basic life support" means treatment described in 42
section 4765.37 of the Revised Code that an EMT is certified to 43
perform. 44

(G) "Disaster situation" means any condition or situation 45
described by rule of the state board of emergency medical, fire, 46
and transportation services as a mass casualty, major emergency, 47

natural disaster, or national emergency. 48

(H) "Emergency medical service organization" means an 49
organization that uses EMTs, AEMTs, or paramedics, or a 50
combination of EMTs, AEMTs, and paramedics, to provide medical 51
care to victims of illness or injury. An emergency medical 52
service organization includes, but is not limited to, a 53
commercial ambulance service organization, a hospital, and a 54
funeral home. 55

(I) ~~"EMT," and "AEMT," and "paramedic" have the same~~ 56
~~meanings as in sections 4765.01 and means an emergency medical~~ 57
~~technician and an advanced emergency medical technician,~~ 58
~~respectively. "EMT" and "AEMT" are the terms that the following~~ 59
~~are also known as, respectively, as provided in section 4765.011~~ 60
of the Revised Code; an emergency medical technician-basic or 61
EMT-basic and an emergency medical technician-intermediate or 62
EMT-I. 63

(J) "Fixed wing air ambulance" means a fixed wing aircraft 64
that is specifically designed, constructed, or modified and 65
equipped and is intended to be used as a means of air medical 66
transportation. 67

(K) "Health care practitioner" has the same meaning as in 68
section 3701.74 of the Revised Code. 69

(L) "Health care services" has the same meaning as in 70
section 3922.01 of the Revised Code. 71

(M) "Health care facility" has the same meaning as in 72
section 1751.01 of the Revised Code. 73

(N) "Intermediate life support" means treatment described 74
in section 4765.38 of the Revised Code that an AEMT is certified 75
to perform. 76

~~(N)~~ (O) "Major emergency" means any emergency event that 77
cannot be resolved through the use of locally available 78
emergency resources. 79

~~(O)~~ (P) "Mass casualty" means an emergency event that 80
results in ten or more persons being injured, incapacitated, 81
made ill, or killed. 82

~~(P)~~ (Q) "Medical emergency" means an unforeseen event 83
affecting an individual in such a manner that a need for 84
immediate care is created. 85

~~(Q)~~ (R) "Mobile intensive care unit" means an ambulance 86
used only for maintaining specialized or intensive care 87
treatment and used primarily for interhospital transports of 88
patients whose conditions require care beyond the scope of a 89
paramedic as provided in section 4765.39 of the Revised Code. 90

~~(R) (1)~~ (S) (1) "Nonemergency medical service organization" 91
means a person that does both of the following: 92

(a) Provides services to the public on a regular basis for 93
the purpose of transporting individuals who require the use of a 94
wheelchair or other mobility aid to receive health care services 95
in nonemergency circumstances; 96

(b) Provides the services for a fee, regardless of whether 97
the fee is paid by the person being transported, a ~~third party~~ 98
~~third-party payer, as defined in section 3702.51 of the Revised~~ 99
~~Code,~~ or any other person or government entity. 100

(2) "Nonemergency medical service organization" does not 101
include a health care facility, ~~as defined in section 1751.01 of~~ 102
~~the Revised Code,~~ that provides ambulette services only to 103
patients of that facility. 104

~~(S)~~ (T) "Nontransport vehicle" means a motor vehicle 105
operated by a licensed emergency medical service organization 106
not as an ambulance, but as a vehicle for providing services in 107
conjunction with the ambulances operated by the organization or 108
other emergency medical service organizations. 109

~~(T)~~ (U) "Paramedic" has the same meaning as in section 110
4765.01 of the Revised Code. 111

(V) "Patient" means any individual who as a result of 112
illness or injury needs medical attention, whose physical or 113
mental condition is such that there is imminent danger of loss 114
of life or significant health impairment, or who may be 115
otherwise incapacitated or helpless as a result of a physical or 116
mental condition, or any individual whose physical condition 117
requires the use of a wheelchair or other mobility aid. 118

~~(U)~~ (W) "Rotorcraft air ambulance" means a helicopter or 119
other aircraft capable of vertical takeoffs, vertical landings, 120
and hovering that is specifically designed, constructed, or 121
modified and equipped and is intended to be used as a means of 122
air medical transportation. 123

~~(V)~~ (X) "Stretcher van" means a motor vehicle specifically 124
designed and equipped to provide nonemergency transportation to 125
individuals on a stretcher. 126

(Y) (1) "Stretcher van organization" means a person that 127
does both of the following: 128

(a) Provides services to the public on a regular basis for 129
the purpose of transporting individuals who require the use of a 130
stretcher to receive health care services in nonemergency 131
circumstances; 132

(b) Provides the services for a fee, regardless of whether 133

the fee is paid by the person being transported, a third-party payer, or any other person or government entity. 134
135

(2) "Stretcher van organization" does not include a health care facility that provides stretcher van services only to patients of that facility. 136
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(Z) "Taxicab" means a taxicab vehicle operated by a taxicab service company, provided the company is not a nonemergency medical service organization. 139
140
141

~~(W)~~ (AA) "Third-party payer" has the same meaning as in section 3901.38 of the Revised Code. 142
143

(BB) "Transportation network company driver" has the same meaning as in section 3942.01 of the Revised Code. 144
145

~~(X)~~ (CC) "Transportation network company services" has the same meaning as in section 3942.01 of the Revised Code. 146
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Sec. 4766.03. (A) The state board of emergency medical, fire, and transportation services shall adopt rules, in accordance with Chapter 119. of the Revised Code, implementing the requirements of this chapter. The rules shall include provisions relating to the following: 148
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(1) Requirements for an emergency medical service organization to receive a permit for an ambulance or nontransport vehicle; 153
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(2) Requirements for an emergency medical service organization to receive a license as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization; 156
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(3) Requirements for a nonemergency medical service organization to receive a permit for an ambulette ~~vehicle~~; 160
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(4) Requirements for a nonemergency medical service organization to receive a license for an ambulette service;	162 163
(5) Requirements for an air medical service organization to receive a permit for a rotorcraft air ambulance or fixed wing air ambulance;	164 165 166
(6) Requirements for licensure of air medical service organizations;	167 168
(7) <u>Requirements for a stretcher van organization to receive a permit for a stretcher van;</u>	169 170
<u>(8) Requirements for licensure of stretcher van organizations;</u>	171 172
<u>(9) Forms for applications and renewals of licenses and permits;</u>	173 174
(8) <u>(10) Requirements for record keeping of service responses made by licensed emergency medical service organizations;</u>	175 176 177
(9) <u>(11) Fee amounts for licenses and permits, and their renewals;</u>	178 179
(10) <u>(12) Inspection requirements for licensees' vehicles or aircraft, records, and physical facilities;</u>	180 181
(11) <u>(13) Fee amounts for inspections of ambulances, ambulettes, rotorcraft air ambulances, fixed wing air ambulances, and nontransport vehicles, and stretcher vans;</u>	182 183 184
(12) <u>Requirements for (14) With regard to ambulances and nontransport vehicles used by licensed emergency medical service organizations subject to licensure under this chapter, for ambulette vehicles ambulettes used by licensed nonemergency</u>	185 186 187 188

medical service organizations subject to licensure under this 189
chapter, and for rotorcraft air ambulances or fixed wing air 190
ambulances used by ~~licensed~~ air medical service organizations 191
subject to licensure under this chapter, and stretcher vans used 192
by stretcher van organizations subject to licensure under this 193
chapter, requirements that specify for each type of vehicle or 194
aircraft the types of equipment that must be carried, the 195
communication systems that must be maintained, and the personnel 196
who must staff the vehicle or aircraft; 197

~~(13)~~ (15) The level of care that may be provided by each 198
type of emergency medical service organization, nonemergency 199
medical service organization, and air medical service 200
~~organization is authorized to provide~~ and the types of services 201
that may be provided by a stretcher van organization; 202

~~(14)~~ (16) Eligibility requirements for employment as an 203
ambulette driver, including grounds for disqualification due to 204
the results of a motor vehicle law violation check, chemical 205
test, or criminal records check. The rule may require that an 206
applicant for employment as an ambulette driver provide a set of 207
fingerprints to law enforcement authorities if the applicant 208
comes under final consideration for employment. 209

~~(15)~~ (17) Any other rules that the board determines 210
necessary for the implementation and enforcement of this 211
chapter. 212

(B) In the rules for ambulances and nontransport vehicles 213
adopted under division ~~(A) (12)~~ (A) (14) of this section, the 214
board may establish requirements that vary according to whether 215
the emergency medical service organization using the vehicles is 216
licensed as a basic life-support, intermediate life-support, 217
advanced life-support, or mobile intensive care unit 218

organization. 219

(C) A mobile intensive care unit that is not dually 220
certified to provide advanced life-support and meets the 221
requirements of the rules adopted under this section is not 222
required to carry immobilization equipment, including board 223
splint kits, traction splints, backboards, backboard straps, 224
cervical immobilization devices, cervical collars, stair chairs, 225
folding cots, or other types of immobilization equipment 226
determined by the board to be unnecessary for mobile intensive 227
care units. 228

A mobile intensive care unit is exempt from the emergency 229
medical technician staffing requirements of section 4765.43 of 230
the Revised Code when it is staffed by at least one physician or 231
registered nurse and another person, designated by a physician, 232
who holds a valid license or certificate to practice in a health 233
care profession, and when at least one of the persons staffing 234
the mobile intensive care unit is a registered nurse whose 235
training meets or exceeds the training required for a paramedic. 236

Sec. 4766.04. (A) (1) Except as otherwise provided in this 237
chapter, unless a person is an emergency medical service 238
organization licensed under division (B) or an air medical 239
service organization licensed under division (D) of this 240
section, no person shall engage in, or profess to engage in, the 241
business or service in this state of providing emergency medical 242
transportation to an individual who is experiencing a medical 243
emergency. 244

(2) Except as otherwise provided in this chapter, unless a 245
person is a nonemergency medical service organization licensed 246
under division (C) of this section, no person shall engage in, 247
or profess to engage in, the business or service of providing 248

nonemergency medical transportation to an individual who	249
requires the use of a wheelchair or other mobility aid, and who	250
is not experiencing a medical emergency, between any of the	251
following locations:	252
(a) A hospital;	253
(b) An emergency department;	254
(c) A dialysis center;	255
(d) A long-term care facility, including a nursing home;	256
(e) A surgical facility;	257
(f) An inpatient rehabilitation facility;	258
(g) A memory care center;	259
(h) A health care practitioner's office;	260
(i) Any other licensed inpatient facility.	261
<u>(3) Except as otherwise provided in this chapter, unless a</u>	262
<u>person is a stretcher van organization that holds a license</u>	263
<u>under division (E) of this section, no person shall engage in,</u>	264
<u>or profess to engage in, the business or service of providing</u>	265
<u>nonemergency medical transportation to an individual who</u>	266
<u>requires the use of a stretcher and is not experiencing a</u>	267
<u>medical emergency.</u>	268
(B) To qualify for a license as a basic life-support,	269
intermediate life-support, advanced life-support, or mobile	270
intensive care unit organization, an emergency medical service	271
organization shall do all of the following:	272
(1) Apply for a permit for each ambulance and nontransport	273
vehicle owned or leased as provided in section 4766.07 of the	274
Revised Code;	275

(2) Meet all requirements established in rules adopted by 276
the state board of emergency medical, fire, and transportation 277
services regarding ambulances and nontransport vehicles, 278
including requirements pertaining to equipment, communications 279
systems, staffing, and level of care the particular organization 280
is permitted to render; 281

(3) Maintain the appropriate type and amount of insurance 282
as specified in section 4766.06 of the Revised Code; 283

(4) Meet all other requirements established under rules 284
adopted by the board for the particular license. 285

(C) To qualify for a license to provide ambulette service, 286
a nonemergency medical service organization shall do all of the 287
following: 288

(1) Apply for a permit for each ambulette owned or leased 289
as provided in section 4766.07 of the Revised Code; 290

(2) Meet all requirements established in rules adopted by 291
the state board of emergency medical, fire, and transportation 292
services regarding ambulettes, including requirements pertaining 293
to equipment, communication systems, staffing, and level of care 294
the organization is permitted to render; 295

(3) Maintain the appropriate type and amount of insurance 296
as specified in section 4766.06 of the Revised Code; 297

(4) Meet all other requirements established under rules 298
adopted by the board for the license. 299

(D) To qualify for a license to provide air medical 300
transportation, an air medical service organization shall do all 301
of the following: 302

(1) Apply for a permit for each rotorcraft air ambulance 303

and fixed wing air ambulance owned or leased as provided in 304
section 4766.07 of the Revised Code; 305

(2) Meet all requirements established in rules adopted by 306
the state board of emergency medical, fire, and transportation 307
services regarding rotorcraft air ambulances and fixed wing air 308
ambulances, including requirements pertaining to equipment, 309
communication systems, staffing, and level of care the 310
organization is permitted to render; 311

(3) Maintain the appropriate type and amount of insurance 312
as specified in section 4766.06 of the Revised Code; 313

(4) Meet all other requirements established under rules 314
adopted by the board for the license. 315

(E) To qualify for a license to provide services with a 316
stretcher van, a stretcher van organization shall do all of the 317
following: 318

(1) Apply for a permit for each stretcher van owned or 319
leased as provided in section 4766.07 of the Revised Code; 320

(2) Meet all of the requirements established in rules 321
adopted by the state board of emergency medical, fire, and 322
transportation services regarding stretcher vans, including 323
requirements pertaining to equipment, communication systems, 324
staffing, and the types of services that may be provided by a 325
stretcher van organization; 326

(3) Maintain the appropriate type and amount of insurance 327
as specified in section 4766.06 of the Revised Code; 328

(4) Meet all other requirements established under rules 329
adopted by the board for the license. 330

(F) An emergency medical service organization that applies 331

for a license as a basic life-support, intermediate life- 332
support, advanced life-support, or mobile intensive care unit 333
organization; a nonemergency medical service organization that 334
applies for a license to provide ambulette service; ~~or~~ an air 335
medical service organization that applies for a license to 336
provide air medical transportation; or a stretcher van 337
organization that applies for a license to provide services with 338
a stretcher van shall submit a completed application to the 339
board, on a form provided by the board for each particular 340
license, together with the appropriate fees established under 341
section 4766.05 of the Revised Code. The application form shall 342
include all of the following: 343

(1) The name and business address of the operator of the 344
organization for which licensure is sought; 345

(2) The name under which the applicant will operate the 346
organization; 347

(3) A list of the names and addresses of all officers and 348
directors of the organization; 349

(4) ~~For~~ In the case of emergency medical service 350
organizations ~~and,~~ nonemergency medical service organizations, 351
and stretcher van organizations, a description of each vehicle 352
to be used, including the make, model, year of manufacture, 353
mileage, vehicle identification number, and the color scheme, 354
insignia, name, monogram, or other distinguishing 355
characteristics to be used to designate the applicant's vehicle; 356

(5) ~~For~~ In the case of air medical service organizations 357
using fixed wing air ambulances, a description of each aircraft 358
to be used, including the make, model, year of manufacture, and 359
aircraft hours on airframe; 360

(6) ~~For~~In the case of air medical service organizations 361
using rotorcraft air ambulances, a description of each aircraft 362
to be used, including the make, model, year of manufacture, 363
aircraft hours on airframe, aircraft identification number, and 364
the color scheme, insignia, name, monogram, or other 365
distinguishing characteristics to be used to designate the 366
applicant's rotorcraft air ambulance; 367

(7) The location and description of each place from which 368
the organization will operate; 369

(8) A description of the geographic area to be served by 370
the applicant; 371

(9) Any other information the board, by rule, determines 372
necessary. 373

~~(F) Within sixty days after receiving a completed~~ 374
~~application for licensure as a basic life support, intermediate~~ 375
~~life support, advanced life support, or mobile intensive care~~ 376
~~unit organization, an ambulette service, or an air medical~~ 377
~~service organization, the~~ (G) The board shall approve or deny 378
~~the application~~review all applications received for licenses 379
issued under this chapter. The board shall approve an 380
application if it determines that the applicant satisfies all of 381
the requirements for issuance of a license under this chapter. 382
The board shall deny an application if it determines that the 383
applicant does not meet the requirements of this chapter or any 384
rules adopted under it. ~~The board shall send notice of the~~ 385
~~denial of~~ In denying an application by certified mail to the 386
~~applicant. The applicant may request a hearing within ten days~~ 387
~~after receipt of the notice. If,~~ the board receives a timely 388
~~request, it shall hold a hearing~~ act in accordance with Chapter 389
119. of the Revised Code. 390

~~(G)~~ (H) (1) If an applicant or licensee operates or plans 391
to operate an organization in more than one location or 392
satellite location under the same identity, or under different 393
identities with the same tax identification number, the 394
applicant or licensee shall apply for and meet all requirements 395
for licensure or renewal of a license, ~~other than payment of a~~ 396
~~license fee or renewal fee~~, for operating the organization at 397
each separate location. ~~An applicant or licensee that operates~~ 398
~~or plans to operate under the same organization identity in~~ 399
~~separate locations shall pay only a single license fee~~ 400

(2) If an applicant or licensee provides or plans to 401
provide services under different identities with the same tax 402
identification number, the applicant or licensee shall identify 403
all identities that are connected to a permitted vehicle or 404
aircraft. 405

~~(H)~~ (I) An emergency medical service organization that 406
wishes to provide ambulance services to the public must apply 407
for a separate license under division (C) of this section. 408

~~(I)~~ (J) Each license issued under this section and each 409
permit issued under section 4766.07 of the Revised Code expires 410
one year after the date of issuance and may be renewed in 411
accordance with the standard renewal procedures of Chapter 4745. 412
of the Revised Code. An application for renewal shall include 413
the license or permit renewal fee established under section 414
4766.05 of the Revised Code. An applicant for renewal of a 415
permit also shall submit to the board proof of an annual 416
inspection of the vehicle or aircraft for which permit renewal 417
is sought. The board shall renew a license if the applicant 418
meets the requirements for licensure and shall renew a permit if 419
the applicant and vehicle or aircraft meet the requirements to 420

maintain a permit for that vehicle or aircraft. 421

~~(J)~~ (K) Each licensee shall maintain accurate records of 422
all service responses conducted. The records shall be maintained 423
on forms prescribed by the board and shall contain information 424
as specified by rule by the board. 425

Sec. 4766.05. (A) (1) The state board of emergency medical, 426
fire, and transportation services shall establish by rule a 427
license fee~~;~~ a permit fee for each ambulance, ambulette, 428
rotorcraft air ambulance, fixed wing air ambulance, ~~and~~ 429
nontransport vehicle, and stretcher van owned or leased by the 430
licensee that is or will be used as provided in section 4766.07 431
of the Revised Code~~;~~ and fees for renewals of licenses and 432
permits, ~~taking~~. In establishing the fees, the board shall take 433
into consideration the actual costs incurred by the board in 434
carrying out its duties under this chapter. ~~However, the subject~~ 435
to all of the following: 436

(a) The fee for each license and each renewal of a license 437
shall not exceed one hundred dollars, ~~and the~~. 438

(b) The fee for each permit and each renewal of a permit 439
shall not exceed one hundred dollars for each ambulance, 440
rotorcraft air ambulance, fixed wing air ambulance, ~~and~~ 441
nontransport vehicle, and stretcher van. ~~The board shall~~ 442
~~determine by rule the fee, which~~ 443

(c) The fee for each permit and each renewal of a permit 444
for each ambulette shall not exceed fifty dollars, ~~for each~~ 445
~~permit and each renewal of a permit for each ambulette. For~~ 446

(2) For purposes of establishing fees under division (A) 447
(1) of this section, "actual costs" includes the costs of 448
salaries, expenses, inspection equipment, supervision, and 449

program administration. 450

(B) The board shall deposit all fees and other moneys 451
collected pursuant to sections 4766.04, 4766.07, and 4766.08 of 452
the Revised Code in the state treasury to the credit of the 453
trauma and emergency medical services fund, which is created by 454
section 4513.263 of the Revised Code. 455

(C) The board, subject to the approval of the controlling 456
board, may establish fees in excess of the maximum amounts 457
allowed under division (A) of this section, but such fees shall 458
not exceed those maximum amounts by more than fifty per cent. 459

Sec. 4766.06. (A) (1) Every emergency medical service 460
organization ~~and, nonemergency medical service organization~~ 461
~~licensee, and stretcher van organization that holds a license~~ 462
~~issued~~ under this chapter shall furnish adequate evidence of 463
liability insurance coverage, in an amount of not less than five 464
hundred thousand dollars per occurrence and not less than five 465
hundred thousand dollars in the aggregate, for any cause for 466
which the ~~licensee~~ license holder would be liable. 467

(2) Every air medical service organization licensed under 468
this chapter shall furnish adequate evidence of liability 469
insurance coverage, in an amount not less than twenty million 470
dollars per occurrence and not less than twenty million dollars 471
in the aggregate, for any cause for which the licensee would be 472
liable. 473

(B) In addition to the insurance requirements of division 474
(A) of this section, every ~~licensee~~ holder of a license issued 475
under this chapter shall carry bodily injury and property damage 476
insurance with solvent and responsible insurers licensed to do 477
business in this state for any loss or damage resulting from any 478

occurrence arising out of or caused by the operation or use of 479
any ambulance, ambulette, rotorcraft air ambulance, fixed wing 480
air ambulance, ~~or nontransport vehicle,~~ or stretcher van. The 481
insurance shall insure each vehicle or aircraft for the sum of 482
not less than one hundred thousand dollars for bodily injury to 483
or death of any one person arising out of any one accident and 484
the sum of not less than three hundred thousand dollars for 485
bodily injury to or death of more than one person in any one 486
accident and for the sum of fifty thousand dollars for damage to 487
property arising from any one accident. 488

(C) Each policy or contract of insurance issued shall 489
provide for both of the following: 490

(1) The payment and satisfaction of any financial judgment 491
entered against the licensee holder of the license issued under 492
this chapter and any person operating the vehicle or aircraft 493
~~and for a;~~ 494

(2) A thirty-day cancellation notice to the state board of 495
emergency medical, fire, and transportation services. 496

Sec. 4766.07. (A) Except as otherwise provided by rule of 497
the state board of emergency medical, fire, and transportation 498
services, each emergency medical service organization subject to 499
licensure under this chapter, nonemergency medical service 500
organization subject to licensure under this chapter, ~~and~~ air 501
medical service organization subject to licensure under this 502
chapter, and stretcher van organization subject to licensure 503
under this chapter shall possess a valid permit for each 504
ambulance, ambulette, rotorcraft air ambulance, fixed wing air 505
ambulance, ~~and nontransport vehicle,~~ and stretcher van it owns 506
or leases that is or will be used by the ~~licensee~~ license holder 507
to perform the services permitted by the license. ~~Each licensee~~ 508

Each license holder and license applicant shall submit to 509
the state board of emergency medical, fire, and transportation 510
services the appropriate fee and an application for a permit for 511
each ambulance, ambulette, rotorcraft air ambulance, fixed wing 512
air ambulance, ~~and nontransport vehicle,~~ and stretcher van the 513
holder or applicant is or will be using. The fee and application 514
shall be submitted to the state board of emergency medical, 515
~~fire, and transportation services~~ on forms provided by the 516
board. The application shall include documentation that the 517
vehicle or aircraft meets the appropriate standards set by the 518
board, that the vehicle or aircraft has been inspected pursuant 519
to division (C) of this section, that the permit applicant 520
maintains insurance as provided in section 4766.06 of the 521
Revised Code, and that the vehicle or aircraft and permit 522
applicant meet any other requirements established under rules 523
adopted by the board. 524

The state board of emergency medical, fire, and 525
transportation services may adopt rules in accordance with 526
Chapter 119. of the Revised Code to authorize the temporary use 527
of a vehicle or aircraft for which a permit is not possessed 528
under this section in back-up or disaster situations. 529

(B) (1) ~~Within sixty days after receiving a completed~~ 530
~~application for a permit, the~~ The board shall issue or deny the 531
~~permit~~ review all applications received for permits issued under 532
this section. The board shall approve an application if it 533
determines that the permit applicant and the applicant's vehicle 534
or aircraft meet the requirements for issuance of a permit under 535
this chapter and rules adopted under it that apply to the 536
applicant, vehicle, or aircraft. The board shall deny an 537
application if it determines that the permit applicant, or the 538
applicant's vehicle, ~~or~~ aircraft does not meet the requirements 539

of this chapter and the rules adopted under it that apply to 540
~~permits for ambulances, ambulettes, rotorcraft air ambulances,~~ 541
~~fixed wing air ambulances, and nontransport vehicles~~ the 542
applicant, vehicle, or aircraft. ~~The board shall send notice of~~ 543
~~the denial of~~ In denying an application by certified mail to the 544
permit applicant. ~~The permit applicant may request a hearing~~ 545
~~within ten days after receipt of the notice. If,~~ the board 546
~~receives a timely request, it shall hold a hearing~~ act in 547
accordance with Chapter 119. of the Revised Code. 548

(2) If the board issues the vehicle permit for an 549
ambulance, ambulette, ~~or nontransport vehicle,~~ or stretcher van, 550
it also shall issue a decal, in a form prescribed by rule, to be 551
displayed on the rear window of the vehicle. The board shall not 552
issue a decal until all of the requirements for licensure and 553
permit issuance have been met. 554

(3) If the board issues the aircraft permit for a 555
rotorcraft air ambulance or fixed wing air ambulance, it also 556
shall issue a decal, in a form prescribed by rule, to be 557
displayed ~~on the left fuselage aircraft window~~ in a manner that 558
complies with all applicable federal aviation regulations. The 559
board shall not issue a decal until all of the requirements for 560
licensure and permit issuance have been met. 561

(C) In addition to any other requirements that the board 562
establishes by rule, a ~~licensee~~ license holder or license 563
applicant applying for an initial vehicle or aircraft permit 564
under division (A) of this section shall submit to the board the 565
vehicle or aircraft for which the permit is sought. Thereafter, 566
a ~~licensee~~ license holder shall annually submit to the board 567
each vehicle or aircraft for which a permit has been issued. 568
With respect to the inspection of the submitted vehicles and 569

aircraft, all of the following apply: 570

(1) The board shall conduct a physical inspection of an 571
ambulance, ambulette, ~~or nontransport vehicle,~~ or stretcher van 572
to determine its roadworthiness and compliance with ~~standard-~~ 573
motor vehicle ~~requirements~~ standards. The board shall establish 574
by rule requirements that must be met for roadworthiness and 575
motor vehicle standards. 576

(2) The board shall conduct a physical inspection of ~~the~~ 577
~~medical equipment, communication system, and interior of an~~ 578
ambulance, ambulette, or stretcher van to determine ~~the~~ 579
~~operational condition and safety of the equipment and the~~ 580
~~ambulance's interior and to determine whether the~~ construction 581
of an ambulance, ambulette, or stretcher van is in compliance 582
with ~~the federal~~ one of the following, as the case may be: 583

(a) Federal requirements for ambulance construction that 584
were in effect at the time the ambulance was manufactured, as 585
specified by the general services administration in the various 586
versions of its publication titled "~~federal specification-~~ 587
Federal Specification for the star-of-life ambulance Star-of- 588
Life Ambulance, KKK-A-1822-"; 589

(b) A national standard for ambulance, ambulette, or 590
stretcher van construction approved by the American national 591
standards institute, in effect at the time the vehicle was 592
constructed. 593

(3) The board shall conduct a physical inspection of the 594
equipment, communication system, and interior of an ambulance, 595
ambulette, or stretcher van to determine the operational 596
condition and safety of the equipment and the ~~ambulette's-~~ 597
vehicle's interior and to determine whether the ambulette is in- 598

~~compliance with state requirements for ambulance construction.~~ 599
The board shall ~~determine~~ establish by rule requirements that 600
must be met for the equipment, communication system, and 601
~~interior, and construction~~ of an ambulance, ambulance, or 602
stretcher van. 603

(4) The board shall conduct a physical inspection of the 604
medical equipment, communication system, and interior of a 605
rotorcraft air ambulance or fixed wing air ambulance to 606
determine the operational condition and safety of the equipment 607
and the aircraft's interior. 608

(5) The board shall issue a certificate to the applicant 609
for each vehicle or aircraft that passes the inspection and may 610
assess a fee for each inspection, as established by the board. 611

(6) The board shall adopt rules regarding the 612
implementation and coordination of inspections. The rules may 613
permit the board to contract with a third party to conduct the 614
inspections required of the board under this section. 615

Sec. 4766.08. (A) The state board of emergency medical, 616
fire, and transportation services, pursuant to an adjudication 617
conducted in accordance with Chapter 119. of the Revised Code, 618
may suspend or revoke any license or permit or renewal thereof 619
issued under this chapter for any one or combination of the 620
following causes: 621

(1) Violation of this chapter or any rule adopted 622
thereunder; 623

(2) Refusal to permit the board to inspect a vehicle or 624
aircraft used under the terms of a permit or to inspect the 625
records or physical facilities of a licensee; 626

(3) Failure to meet the ambulance, ambulance, rotorcraft 627

air ambulance, fixed wing air ambulance, ~~and~~ nontransport
vehicle, and stretcher van requirements specified in this
chapter or the rules adopted thereunder;

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

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

(B) If the board determines that the records, record-
keeping procedures, or physical facilities of a licensee, or an
ambulance, ambulette, rotorcraft air ambulance, fixed wing air
ambulance, ~~or~~ nontransport vehicle, or stretcher van for which a
valid permit has been issued, do not meet the standards
specified in this chapter and the rules adopted thereunder, the
board shall notify the licensee of any deficiencies within
thirty days of finding the deficiencies. If the board determines
that the deficiencies exist and they remain uncorrected after
thirty days, the board may suspend the license, vehicle permit,
or aircraft permit. The licensee, notwithstanding the suspension
under this division, may operate until all appeals have been
exhausted.

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

(D) The board may, in addition to any other action taken

under this section and after a hearing conducted pursuant to 657
Chapter 119. of the Revised Code, impose a penalty of not more 658
than fifteen hundred dollars for any violation specified in this 659
section. The attorney general shall institute a civil action for 660
the collection of any such penalty imposed. 661

Sec. 4766.09. This chapter does not apply to any of the 662
following: 663

(A) A person rendering services with an ambulance in the 664
event of a disaster situation when licensees' vehicles based in 665
the locality of the disaster situation are incapacitated or 666
insufficient in number to render the services needed; 667

(B) Any person operating an ambulance, ambulette, 668
stretcher van, rotorcraft air ambulance, or fixed wing air 669
ambulance outside this state unless receiving a person within 670
this state for transport to a location within this state; 671

(C) A publicly owned or operated emergency medical service 672
organization and the vehicles it owns or leases and operates, 673
except as provided in section 307.051, division (G) of section 674
307.055, division (F) of section 505.37, division (B) of section 675
505.375, and division (B) (3) of section 505.72 of the Revised 676
Code; 677

(D) An ambulance, ambulette, stretcher van, rotorcraft air 678
ambulance, fixed wing air ambulance, or nontransport vehicle 679
owned or leased and operated by the federal government; 680

(E) A publicly owned and operated fire department vehicle; 681

(F) Emergency vehicles owned by a corporation and 682
operating only on the corporation's premises, for the sole use 683
by that corporation; 684

(G) An ambulance, nontransport vehicle, or other emergency medical service organization vehicle owned and operated by a municipal corporation;	685 686 687
(H) A motor vehicle titled in the name of a volunteer rescue service organization, as defined in section 4503.172 of the Revised Code;	688 689 690
(I) A public emergency medical service organization;	691
(J) A fire department, rescue squad, or life squad comprised of volunteers who provide services without expectation of remuneration and do not receive payment for services other than reimbursement for expenses;	692 693 694 695
(K) A private, nonprofit emergency medical service organization when fifty per cent or more of its personnel are volunteers, as defined in section 4765.01 of the Revised Code;	696 697 698
(L) Emergency medical service personnel who are regulated by the state board of emergency medical, fire, and transportation services under Chapter 4765. of the Revised Code;	699 700 701
(M) Any of the following that operates a transit bus, as that term is defined in division (Q) of section 5735.01 of the Revised Code, unless the entity provides ambulette services that are reimbursed under the state medicaid plan:	702 703 704 705
(1) A public nonemergency medical service organization;	706
(2) An urban or rural public transit system;	707
(3) A private nonprofit organization that receives grants under section 5501.07 of the Revised Code.	708 709
(N) (1) An entity, to the extent it provides ambulette services, if the entity meets all of the following conditions:	710 711

(a) The entity is certified by the department of aging or 712
the department's designee in accordance with section 173.391 of 713
the Revised Code or operates under a contract or grant agreement 714
with the department or the department's designee in accordance 715
with section 173.392 of the Revised Code. 716

(b) The entity meets the requirements of section 4766.14 717
of the Revised Code. 718

(c) The entity does not provide ambulette services that 719
are reimbursed under the state medicaid plan. 720

(2) A vehicle, to the extent it is used to provide 721
ambulette services, if the vehicle meets both of the following 722
conditions: 723

(a) The vehicle is owned by an entity that meets the 724
conditions specified in division (N)(1) of this section. 725

(b) The vehicle does not provide ambulette services that 726
are reimbursed under the state medicaid plan. 727

(O) A vehicle that meets both of the following criteria, 728
unless the vehicle provides services that are reimbursed under 729
the state medicaid plan: 730

(1) The vehicle was purchased with funds from a grant made 731
by the United States secretary of transportation under 49 U.S.C. 732
5310; 733

(2) The department of transportation holds a lien on the 734
vehicle. 735

(P) A taxicab or a vehicle providing transportation 736
network company services that is operated by a transportation 737
network company driver, unless transporting a person under the 738
conditions requiring licensure specified in division (A) of 739

section 4766.04 of the Revised Code. 740

(Q) A vehicle providing transportation services for a 741
private adult day habilitation services company, unless 742
transporting a person under the conditions requiring licensure 743
specified in division (A) of section 4766.04 of the Revised 744
Code. As used in division (Q) of this section, "adult day 745
habilitation services" has the same meaning as in section 746
5126.01 of the Revised Code. 747

Sec. 4766.13. The state board of emergency medical, fire, 748
and transportation services, by endorsement, may license and 749
issue vehicle permits to an emergency medical service 750
organization ~~or a~~ nonemergency medical service organization, or 751
stretcher van organization that is regulated by another state. 752
To qualify for a license and vehicle permits by endorsement, an 753
organization must submit evidence satisfactory to the board that 754
it has met standards in another state that are equal to or more 755
stringent than the standards established by this chapter and the 756
rules adopted under it. 757

Sec. 4766.14. (A) An ambulette service provider described 758
in division (M) or (N) of section 4766.09 of the Revised Code or 759
the entity responsible for a vehicle described in division (O) 760
of section 4766.09 of the Revised Code that provides ambulette 761
services shall do all of the following: 762

(1) Make available to all its ambulette drivers while 763
operating ~~ambulette vehicles~~ ambulettes a means of two-way 764
communication using either ambulette ~~vehicle~~ radios or cellular 765
telephones; 766

(2) Equip every ambulette ~~vehicle~~ with one isolation and 767
biohazard disposal kit that is permanently installed or secured 768

in the ~~vehicle's~~ambulette's cabin; 769

(3) Before hiring an applicant for employment as an 770
ambulette driver, obtain all of the following: 771

(a) A valid copy of a signed statement from a licensed 772
physician acting within the scope of the physician's practice 773
declaring that the applicant does not have a medical condition 774
or physical condition, including vision impairment that cannot 775
be corrected, that could interfere with safe driving, passenger 776
assistance, and emergency treatment activity or could jeopardize 777
the health and welfare of a client or the general public; 778

(b) All of the certificates and results required under 779
divisions (A) (2), (3), and (4) of section 4766.15 of the Revised 780
Code. 781

(B) No ambulette service provider described in division 782
(M) or ~~the~~ (N) of section 4766.09 of the Revised Code or entity 783
responsible for a vehicle described in division (O) of section 784
4766.09 of the Revised Code that provides ambulette services 785
shall employ an applicant as an ambulette driver if the 786
applicant has six or more points on the applicant's driving 787
record pursuant to section 4510.036 of the Revised Code. 788

(C) (1) Except as provided in division (C) (2) of this 789
section, the department of aging shall administer and enforce 790
this section. 791

(2) The department of transportation shall administer and 792
enforce this section as it applies to entities described in 793
division (M) of section 4766.09 of the Revised Code. 794

Sec. 4766.18. A stretcher van organization may use a 795
stretcher van to provide transportation to all of the following: 796

(A) An individual who needs routine transportation to or 797
from a nonemergency medical appointment or service; 798

(B) An individual who is convalescent or otherwise 799
nonambulatory and cannot use a wheelchair; 800

(C) An individual who does not require medical monitoring, 801
medical aid, medical care, or medical treatment during 802
transport. 803

Sec. 4766.22. (A) Not later than forty-five days after the 804
end of each fiscal year, the state board of emergency medical, 805
fire, and transportation services shall submit a report to the 806
governor and general assembly that provides all of the following 807
information for that fiscal year: 808

(1) The number of each of the following the board issued: 809

(a) Basic life-support organization licenses; 810

(b) Intermediate life-support organization licenses; 811

(c) Advanced life-support organization licenses; 812

(d) Mobile intensive care unit organization licenses; 813

(e) Ambulette service licenses; 814

(f) Air medical service organization licenses; 815

(g) Stretcher van organization licenses; 816

(h) Ambulance permits; 817

~~(h)~~ (i) Nontransport vehicle permits; 818

~~(i)~~ (j) Ambulette vehicle permits; 819

~~(j)~~ (k) Rotorcraft air ambulance permits; 820

~~(k)~~ (l) Fixed wing air ambulance permits; 821

<u>(m) Stretcher van permits.</u>	822
(2) The amount of fees the board collected for issuing and renewing each type of license and permit specified in division (A) (1) of this section;	823 824 825
(3) The number of inspections the board or a third party on the board's behalf conducted in connection with each type of license and permit specified in division (A) (1) of this section and the amount of fees the board collected for the inspections;	826 827 828 829
(4) The number of complaints that were submitted to the board;	830 831
(5) The number of investigations the board conducted under section 4766.11 of the Revised Code;	832 833
(6) The number of adjudication hearings the board held and the outcomes of the adjudications;	834 835
(7) The amount of penalties the board imposed and collected under section 4766.08 of the Revised Code;	836 837
(8) Other information the board determines reflects the board's operations.	838 839
(B) The board shall post the annual report required by this section on its web site and make it available to the public on request.	840 841 842
Sec. 4766.23. The Ohio medical transportation board state <u>board of emergency medical, fire, and transportation services</u> shall comply with section 4776.20 of the Revised Code.	843 844 845
Section 2. That existing sections 4766.01, 4766.03, 4766.04, 4766.05, 4766.06, 4766.07, 4766.08, 4766.09, 4766.13, 4766.14, 4766.22, and 4766.23 of the Revised Code are hereby	846 847 848

repealed.

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