

Sub. H.B. 33  
As Passed by the Senate

\_\_\_\_\_ moved to amend as follows:

- In line 41 of the title, after "505.376," insert "505.38," 1
- In line 46 of the title, after "737.03," insert "737.22," 2
- In line 162 of the title, after "4765.04," insert "4765.11," 3
- In line 163 of the title, after "4765.114," insert "4765.55," 4
- In line 313 of the title, after "4763.05," insert "4765.11," 5
- 4765.55," 6
- In line 792, after "505.376," insert "505.38," 7
- In line 796, after "737.03," insert "737.22," 8
- In line 880, after "4765.04," insert "4765.11," 9
- In line 881, after "4765.114," insert "4765.55," 10
- After line 25471, insert: 11
- "Sec. 505.38. (A) In each township or fire district that has 12
- a fire department, the head of the department shall be a fire 13
- chief, appointed by the board of township trustees, except that, 14
- in a joint fire district, the fire chief shall be appointed by the 15
- board of fire district trustees. Neither this section nor any 16
- other section of the Revised Code requires, or shall be construed 17
- to require, that the fire chief be a resident of the township or 18
- fire district. 19

The board shall provide for the employment of firefighters as 20  
it considers best and shall fix their compensation. No person 21  
shall be appointed as a permanent full-time paid member, whose 22  
duties include fire fighting, of the fire department of any 23  
township or fire district unless that person has received a 24  
certificate issued under former section 3303.07 or section 4765.55 25  
of the Revised Code evidencing satisfactory completion of a 26  
firefighter training program. Those appointees shall continue in 27  
office until removed from office as provided by sections 733.35 to 28  
733.39 of the Revised Code. To initiate removal proceedings, and 29  
for that purpose, the board shall designate the fire chief or a 30  
private citizen to investigate the conduct and prepare the 31  
necessary charges in conformity with those sections. 32

In case of the removal of a fire chief or any member of the 33  
fire department of a township or fire district, an appeal may be 34  
had from the decision of the board to the court of common pleas of 35  
the county in which the township or fire district fire department 36  
is situated to determine the sufficiency of the cause of removal. 37  
The appeal from the findings of the board shall be taken within 38  
ten days. 39

No person who is appointed as a volunteer firefighter of the 40  
fire department of any township or fire district shall remain in 41  
that position unless either of the following applies: 42

(1) Within one year of the appointment, the person has 43  
received a certificate issued under former section 3303.07 of the 44  
Revised Code or section 4765.55 of the Revised Code evidencing 45  
satisfactory completion of a firefighter training program. 46

(2) The person began serving as a permanent full-time paid 47  
firefighter with the fire department of a city or village prior to 48  
July 2, 1970, or as a volunteer firefighter with the fire 49

department of a city, village, or other township or fire district 50  
prior to July 2, 1979, and receives a certificate issued under 51  
~~division (C)(3) of~~ section 4765.55 of the Revised Code. 52

No person shall receive an appointment under this section, in 53  
the case of a volunteer firefighter, unless the person has, not 54  
more than sixty days prior to receiving the appointment, passed a 55  
physical examination, given by a licensed physician, a physician 56  
assistant, a clinical nurse specialist, a certified nurse 57  
practitioner, or a certified nurse-midwife, showing that the 58  
person meets the physical requirements necessary to perform the 59  
duties of the position to which the person is appointed as 60  
established by the board of township trustees having jurisdiction 61  
over the appointment. The appointing authority, prior to making an 62  
appointment, shall file with the Ohio police and fire pension fund 63  
or the local volunteer fire fighters' dependents fund board a copy 64  
of the report or findings of that licensed physician, physician 65  
assistant, clinical nurse specialist, certified nurse 66  
practitioner, or certified nurse-midwife. The professional fee for 67  
the physical examination shall be paid for by the board of 68  
township trustees. 69

(B) In each township not having a fire department, the board 70  
of township trustees shall appoint a fire prevention officer who 71  
shall exercise all of the duties of a fire chief except those 72  
involving the maintenance and operation of fire apparatus. The 73  
board may appoint one or more deputy fire prevention officers who 74  
shall exercise the duties assigned by the fire prevention officer. 75

The board may fix the compensation for the fire prevention 76  
officer and the fire prevention officer's deputies as it considers 77  
best. The board shall appoint each fire prevention officer and 78  
deputy for a one-year term. An appointee may be reappointed at the 79

end of a term to another one-year term. Any appointee may be removed from office during a term as provided by sections 733.35 to 733.39 of the Revised Code. Section 505.45 of the Revised Code extends to those officers.

(C)(1) Division (A) of this section does not apply to any township that has a population of ten thousand or more persons residing within the township and outside of any municipal corporation, that has its own fire department employing ten or more full-time paid employees, and that has a civil service commission established under division (B) of section 124.40 of the Revised Code. The township shall comply with the procedures for the employment, promotion, and discharge of firefighters provided by Chapter 124. of the Revised Code, except as otherwise provided in divisions (C)(2) and (3) of this section.

(2) The board of township trustees of the township may appoint the fire chief, and any person so appointed shall be in the unclassified service under section 124.11 of the Revised Code and shall serve at the pleasure of the board. Neither this section nor any other section of the Revised Code requires, or shall be construed to require, that the fire chief be a resident of the township. A person who is appointed fire chief under these conditions and who is removed by the board or resigns from the position is entitled to return to the classified service in the township fire department in the position held just prior to the appointment as fire chief.

(3) The appointing authority of an urban township, as defined in section 504.01 of the Revised Code, may appoint to a vacant position any one of the three highest scorers on the eligible list for a promotional examination.

(4) The board of township trustees shall determine the number

of personnel required and establish salary schedules and 110  
 conditions of employment not in conflict with Chapter 124. of the 111  
 Revised Code. 112

(5) No person shall receive an original appointment as a 113  
 permanent full-time paid member of the fire department of the 114  
 township described in this division unless the person has received 115  
 a certificate issued under former section 3303.07 or section 116  
 4765.55 of the Revised Code evidencing the satisfactory completion 117  
 of a firefighter training program. 118

(6) Persons employed as firefighters in the township 119  
 described in this division on the date a civil service commission 120  
 is appointed pursuant to division (B) of section 124.40 of the 121  
 Revised Code, without being required to pass a competitive 122  
 examination or a firefighter training program, shall retain their 123  
 employment and any rank previously granted them by action of the 124  
 board of township trustees or otherwise, but those persons are 125  
 eligible for promotion only by compliance with Chapter 124. of the 126  
 Revised Code." 127

After line 29469, insert: 128

"**Sec. 737.22.** (A) Each village establishing a fire department 129  
 shall have a fire chief as the department's head, appointed by the 130  
 mayor with the advice and consent of the legislative authority of 131  
 the village, who shall continue in office until removed from 132  
 office as provided by sections 733.35 to 733.39 of the Revised 133  
 Code. Neither this section nor any other section of the Revised 134  
 Code requires, or shall be construed to require, that the fire 135  
 chief be a resident of the village. 136

In each village not having a fire department, the mayor 137  
 shall, with the advice and consent of the legislative authority of 138

the village, appoint a fire prevention officer who shall exercise 139  
all of the duties of a fire chief except those involving the 140  
maintenance and operation of fire apparatus. 141

The legislative authority of the village may fix the 142  
compensation it considers best. The appointee shall continue in 143  
office until removed from office as provided by sections 733.35 to 144  
733.39 of the Revised Code. Section 737.23 of the Revised Code 145  
shall extend to the officer. 146

(B) The legislative authority of the village may provide for 147  
the appointment of permanent full-time paid firefighters as it 148  
considers best and fix their compensation, or for the services of 149  
volunteer firefighters, who shall be appointed by the mayor with 150  
the advice and consent of the legislative authority, and shall 151  
continue in office until removed from office. 152

(1) No person shall be appointed as a permanent full-time 153  
paid firefighter of a village fire department, unless either of 154  
the following applies: 155

(a) The person has received a certificate issued under former 156  
section 3303.07 of the Revised Code or section 4765.55 of the 157  
Revised Code evidencing satisfactory completion of a firefighter 158  
training program. 159

(b) The person began serving as a permanent full-time paid 160  
firefighter with the fire department of a city or other village 161  
prior to July 2, 1970, and receives a fire training certificate 162  
issued under section 4765.55 of the Revised Code. 163

(2) No person who is appointed as a volunteer firefighter of 164  
a village fire department shall remain in that position, unless 165  
either of the following applies: 166

(a) Within one year of the appointment, the person has 167

received a certificate issued under former section 3303.07 or 168  
 section 4765.55 of the Revised Code evidencing satisfactory 169  
 completion of a firefighter training program. 170

(b) The person has served as a permanent full-time paid 171  
 firefighter with the fire department of a city or other village 172  
 prior to July 2, 1970, or as a volunteer firefighter with the fire 173  
 department of a city, township, fire district, or other village 174  
 prior to July 2, 1979, and receives a certificate issued under 175  
~~division (C)(3) of~~ section 4765.55 of the Revised Code. 176

(3) No person shall receive an appointment under this section 177  
 unless the person has, not more than sixty days prior to receiving 178  
 the appointment, passed a physical examination, given by a 179  
 licensed physician, a physician assistant, a clinical nurse 180  
 specialist, a certified nurse practitioner, or a certified 181  
 nurse-midwife, showing that the person meets the physical 182  
 requirements necessary to perform the duties of the position to 183  
 which the person is to be appointed as established by the 184  
 legislative authority of the village. The appointing authority 185  
 shall, prior to making an appointment, file with the Ohio police 186  
 and fire pension fund or the local volunteer fire fighters' 187  
 dependents fund board a copy of the report or findings of that 188  
 licensed physician, physician assistant, clinical nurse 189  
 specialist, certified nurse practitioner, or certified 190  
 nurse-midwife. The professional fee for the physical examination 191  
 shall be paid for by the legislative authority of the village." 192

After line 94022, insert: 193

"**Sec. 4765.11.** (A) The state board of emergency medical, 194  
 fire, and transportation services shall adopt, and may amend and 195  
 rescind, rules in accordance with Chapter 119. of the Revised Code 196

and divisions (C) and (D) of this section that establish all of	197
the following:	198
(1) Procedures for its governance and the control of its	199
actions and business affairs;	200
(2) Standards for the performance of emergency medical	201
services by first responders, emergency medical technicians-basic,	202
emergency medical technicians-intermediate, and emergency medical	203
technicians-paramedic;	204
(3) Application fees for certificates of accreditation,	205
certificates of approval, certificates to teach, and certificates	206
to practice, which shall be deposited into the trauma and	207
emergency medical services fund created in section 4513.263 of the	208
Revised Code;	209
(4) Criteria for determining when the application or renewal	210
fee for a certificate to practice may be waived because an	211
applicant cannot afford to pay the fee;	212
(5) Procedures for issuance and renewal of certificates of	213
accreditation, certificates of approval, certificates to teach,	214
and certificates to practice, including any measures necessary to	215
implement section 9.79 of the Revised Code and any procedures	216
necessary to ensure that adequate notice of renewal is provided in	217
accordance with division (D) of section 4765.30 of the Revised	218
Code;	219
(6) Procedures for suspending or revoking certificates of	220
accreditation, certificates of approval, certificates to teach,	221
and certificates to practice;	222
(7) Grounds for suspension or revocation of a certificate to	223
practice issued under section 4765.30 of the Revised Code and for	224
taking any other disciplinary action against a first responder,	225



EMT-basic, EMT-I, or paramedic;	226
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	227
(9) Standards for certificates of accreditation and certificates of approval;	228
(10) Qualifications for certificates to teach;	229
(11) Requirements for a certificate to practice;	230
(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;	231
(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;	232
(14) Examinations for certificates to practice;	233
(15) Procedures for administering examinations for certificates to practice;	234
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	235
(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;	236
(18) Specifications of the emergency medical services that first responders are authorized to perform under section 4765.35	237

of the Revised Code, that EMTs-basic are authorized to perform	254
under section 4765.37 of the Revised Code, that EMTs-I are	255
authorized to perform under section 4765.38 of the Revised Code,	256
and that paramedics are authorized to perform under section	257
4765.39 of the Revised Code;	258
(19) Standards and procedures for implementing the	259
requirements of section 4765.06 of the Revised Code, including	260
designations of the persons who are required to report information	261
to the board and the types of information to be reported;	262
(20) Procedures for administering the emergency medical	263
services grant program established under section 4765.07 of the	264
Revised Code;	265
(21) Procedures consistent with Chapter 119. of the Revised	266
Code for appealing decisions of the board;	267
(22) Minimum qualifications and peer review and quality	268
improvement requirements for persons who provide medical direction	269
to emergency medical service personnel, including, subject to	270
division (B) of section 4765.42 of the Revised Code,	271
qualifications for a physician to be eligible to serve as the	272
medical director of an emergency medical service organization or a	273
member of its cooperating physician advisory board;	274
(23) The manner in which a patient, or a patient's parent,	275
guardian, or custodian, may consent to the board releasing	276
identifying information about the patient under division (D) of	277
section 4765.102 of the Revised Code;	278
(24) Circumstances under which a training program or	279
continuing education program, or portion of either type of	280
program, may be taught by a person who does not hold a certificate	281
to teach issued under section 4765.23 of the Revised Code;	282

(25) Certification cycles for certificates issued under	283
sections 4765.23 and 4765.30 of the Revised Code and certificates	284
issued by the executive director of the state board of emergency	285
medical, fire, and transportation services under section 4765.55	286
of the Revised Code that establish a common expiration date for	287
all certificates.	288
(B) The board may adopt, and may amend and rescind, rules in	289
accordance with Chapter 119. of the Revised Code and divisions (C)	290
and (D) of this section that establish any of the following:	291
(1) Specifications of information that may be collected under	292
the trauma system registry and incidence reporting system created	293
under section 4765.06 of the Revised Code;	294
(2) Standards and procedures for implementing any of the	295
recommendations made by any committees of the board or under	296
section 4765.04 of the Revised Code;	297
(3) Procedures and requirements for conducting background	298
checks on applicants for the issuance and renewal of certificates	299
of accreditation, certificates of approval, certificates to teach,	300
and certificates to practice in accordance with section 109.578 of	301
the Revised Code;	302
(4) Any other rules necessary to implement this chapter.	303
(C) In developing and administering rules adopted under this	304
chapter, the state board of emergency medical, fire, and	305
transportation services shall consult with regional directors and	306
regional advisory boards appointed under section 4765.05 of the	307
Revised Code and emphasize the special needs of pediatric and	308
geriatric patients.	309
(D) On and after April 6, 2023, the executive director shall	310
not <del>require certification</del> <u>issue to any new applicant a certificate</u>	311

to practice as an emergency medical services assistant instructor 312  
~~and shall not adopt or enforce rules or issue a certificate~~ 313  
~~regarding the position of an emergency medical services assistant~~ 314  
~~instructor.~~ Any emergency medical services assistant instructor 315  
certificate that was issued in accordance with rules adopted under 316  
division (A) of this section prior to April 6, 2023, ~~remain~~ 317  
remains valid ~~only until the expiration date of the certificate,~~ 318  
subject to any conditions or responsibilities of retaining the 319  
validity of that certificate, until the holder of the certificate 320  
allows it to expire or lapse. The certificate ~~shall not~~ may be 321  
renewed by the holder of that certificate. The board shall adopt, 322  
amend, or rescind rules in accordance with Chapter 119. of the 323  
Revised Code in order to effectuate this division. 324

(E) Except as otherwise provided in this division, before 325  
adopting, amending, or rescinding any rule under this chapter, the 326  
board shall submit the proposed rule to the director of public 327  
safety for review. The director may review the proposed rule for 328  
not more than sixty days after the date it is submitted. If, 329  
within this sixty-day period, the director approves the proposed 330  
rule or does not notify the board that the rule is disapproved, 331  
the board may adopt, amend, or rescind the rule as proposed. If, 332  
within this sixty-day period, the director notifies the board that 333  
the proposed rule is disapproved, the board shall not adopt, 334  
amend, or rescind the rule as proposed unless at least twelve 335  
members of the board vote to adopt, amend, or rescind it. 336

This division does not apply to an emergency rule adopted in 337  
accordance with section 119.03 of the Revised Code." 338

After line 94066, insert: 339

"**Sec. 4765.55.** (A) The executive director of the state board 340  
of emergency medical, fire, and transportation services, with the 341

advice and counsel of the firefighter and fire safety inspector 342  
training committee of the state board of emergency medical, fire, 343  
and transportation services, shall assist in the establishment and 344  
maintenance by any state agency, or any county, township, city, 345  
village, school district, or educational service center of a fire 346  
service training program for the training of all persons in 347  
positions of any fire training certification level approved by the 348  
executive director, including full-time paid firefighters, 349  
part-time paid firefighters, volunteer firefighters, and fire 350  
safety inspectors in this state. The executive director, with the 351  
advice and counsel of the committee, shall adopt rules to regulate 352  
those firefighter and fire safety inspector training programs, and 353  
other training programs approved by the executive director. The 354  
rules may include, but need not be limited to, training 355  
curriculum, certification examinations, training schedules, 356  
minimum hours of instruction, attendance requirements, required 357  
equipment and facilities, basic physical requirements, and methods 358  
of training for all persons in positions of any fire training 359  
certification level approved by the executive director, including 360  
full-time paid firefighters, part-time paid firefighters, 361  
volunteer firefighters, and fire safety inspectors. The rules 362  
adopted to regulate training programs for volunteer firefighters 363  
shall not require more than thirty-six hours of training. 364

The executive director, with the advice and counsel of the 365  
committee, shall provide for the classification and chartering of 366  
fire service training programs in accordance with rules adopted 367  
under division (B) of this section, and may take action against 368  
any chartered training program or applicant, in accordance with 369  
rules adopted under divisions (B)(4) and (5) of this section, for 370  
failure to meet standards set by the adopted rules. 371

(B) The executive director, with the advice and counsel of 372

the firefighter and fire safety inspector training committee of 373  
the state board of emergency medical, fire, and transportation 374  
services, shall adopt, and may amend or rescind, rules under 375  
Chapter 119. of the Revised Code that establish all of the 376  
following: 377

(1) Requirements for, and procedures for chartering, the 378  
training programs regulated by this section; 379

(2) Requirements for, and requirements and procedures for 380  
obtaining and renewing, an instructor certificate to teach the 381  
training programs and continuing education classes regulated by 382  
this section; 383

(3) Requirements for, and requirements and procedures for 384  
obtaining and renewing, any of the fire training certificates 385  
regulated by this section; 386

(4) Grounds and procedures for suspending, revoking, 387  
restricting, or refusing to issue or renew any of the certificates 388  
or charters regulated by this section, which grounds shall be 389  
limited to one of the following: 390

(a) Failure to satisfy the education or training requirements 391  
of this section; 392

(b) Conviction of a felony offense; 393

(c) Conviction of a misdemeanor involving moral turpitude; 394

(d) Conviction of a misdemeanor committed in the course of 395  
practice; 396

(e) In the case of a chartered training program or applicant, 397  
failure to meet standards set by the rules adopted under this 398  
division. 399

(5) Grounds and procedures for imposing and collecting fines, 400

not to exceed one thousand dollars, in relation to actions taken  
under division (B)(4) of this section against persons holding  
certificates and charters regulated by this section, the fines to  
be deposited into the trauma and emergency medical services fund  
established under section 4513.263 of the Revised Code;

(6) Continuing education requirements for certificate  
holders, including a requirement that credit shall be granted for  
in-service training programs conducted by local entities. The  
continuing education requirements shall not require more than  
thirty-six hours of continuing education every three-year  
certification cycle. Local entities may require additional  
continuing education, provided that completion of such additional  
continuing education is not required for renewal of certification.

(7) Procedures for considering the granting of an extension  
or exemption of fire service continuing education requirements;

(8) Certification cycles for which the certificates and  
charters regulated by this section are valid;

(9) If determined necessary by the executive director,  
procedures and requirements for conducting background checks on  
applicants for the issuance and renewal of certification as a fire  
safety inspector in accordance with section 109.578 of the Revised  
Code.

(C)(1) The executive director, with the advice and counsel of  
the firefighter and fire safety inspector training committee of  
the state board of emergency medical, fire, and transportation  
services, shall issue or renew an instructor certificate to teach  
the training programs and continuing education classes regulated  
by this section to any applicant that the executive director  
determines meets the qualifications established in rules adopted  
under division (B) of this section, and may take disciplinary

action against an instructor certificate holder or applicant in  
accordance with rules adopted under division (B) of this section.

(2) On and after ~~the effective date of this amendment~~ April 6, 2023, the executive director shall not ~~require certification~~ issue to any new applicant a certificate to practice as an assistant fire instructor ~~and shall not adopt or enforce rules or issue a certificate regarding the position of assistant fire instructor~~. Any assistant fire instructor certificate that was issued in accordance with rules adopted under division (B) of this section prior to ~~the effective date of this amendment~~ April 6, 2023, remains valid ~~until the expiration date of the certificate~~, subject to any conditions or responsibilities of retaining the validity of that certificate, until the holder of the certificate allows it to expire or lapse. The certificate ~~shall not~~ may be renewed by the holder of that certificate. The executive director shall adopt, amend, or rescind rules in accordance with Chapter 119. of the Revised Code in order to effectuate division (C)(2) of this section.

(3) The executive director, with the advice and counsel of the committee, shall charter or renew the charter of any training program that the executive director determines meets the qualifications established in rules adopted under division (B) of this section, and may take disciplinary action against the holder of a charter in accordance with rules adopted under division (B) of this section.

(D) The executive director shall issue or renew a fire training certificate for a firefighter, a fire safety inspector, or another position of any fire training certification level approved by the executive director, to any applicant that the executive director determines meets the qualifications established



in rules adopted under division (B) of this section and may take  
disciplinary actions against a certificate holder or applicant in  
accordance with rules adopted under division (B) of this section.

(E) Certificates issued under this section shall be on a form  
prescribed by the executive director, with the advice and counsel  
of the firefighter and fire safety inspector training committee of  
the state board of emergency medical, fire, and transportation  
services.

(F)(1) The executive director, with the advice and counsel of  
the firefighter and fire safety inspector training committee of  
the state board of emergency medical, fire, and transportation  
services, shall establish criteria for evaluating the standards  
maintained by other states and the branches of the United States  
military for firefighter, fire safety inspector, and fire  
instructor training programs, and other training programs  
recognized by the executive director, to determine whether the  
standards are equivalent to those established under this section  
and shall establish requirements and procedures for issuing a  
certificate to each person who presents proof to the executive  
director of having satisfactorily completed a training program  
that meets those standards.

(2) The executive director, with the committee's advice and  
counsel, shall adopt rules establishing requirements and  
procedures for issuing a fire training certificate in lieu of  
completing a chartered training program.

(G) Nothing in this section invalidates any other section of  
the Revised Code relating to the fire training academy. Section  
4765.11 of the Revised Code does not affect any powers and duties  
granted to the executive director under this section.

(H) Notwithstanding any provision of division (B)(4) of this

section to the contrary, the executive director shall not adopt  
 rules for refusing to issue any of the certificates or charters  
 regulated by this section to an applicant because of a criminal  
 conviction unless the rules establishing grounds and procedures  
 for refusal are in accordance with section 9.79 of the Revised  
 Code."

In line 124615, after "505.376," insert "505.38,"

In line 124619, after "737.03," insert "737.22,"

In line 124704, after "4765.04," insert "4765.11,"; after  
 "4765.114," insert "4765.55,"

In line 125609, after "4763.05," insert "4765.11, 4765.55,"

After line 128724, insert:

**"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 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;	519 520 521
(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 (E) of section 4765.30 of the Revised Code;	522 523 524 525 526 527 528
(6) Procedures for suspending or revoking certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice;	529 530 531
(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;	532 533 534 535
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	536 537
(9) Standards for certificates of accreditation and certificates of approval;	538 539
(10) Qualifications for certificates to teach;	540
(11) Requirements for a certificate to practice;	541
(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;	542 543 544 545 546

(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;	547 548 549 550 551
(14) Examinations for certificates to practice;	552
(15) Procedures for administering examinations for certificates to practice;	553 554
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	555 556 557 558
(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;	559 560
(18) Specifications of the emergency medical services that first responders are authorized to perform under section 4765.35 of the Revised Code, that EMTs-basic are authorized to perform under section 4765.37 of the Revised Code, that EMTs-I are authorized to perform under section 4765.38 of the Revised Code, and that paramedics are authorized to perform under section 4765.39 of the Revised Code;	561 562 563 564 565 566 567
(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;	568 569 570 571
(20) Procedures for administering the emergency medical services grant program established under section 4765.07 of the Revised Code;	572 573 574
(21) Procedures consistent with Chapter 119. of the Revised	575

Code for appealing decisions of the board;	576
(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;	577 578 579 580 581 582 583
(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;	584 585 586 587
(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;	588 589 590 591
(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.	592 593 594 595 596 597
(B) The board may adopt, and may amend and rescind, rules in accordance with Chapter 119. of the Revised Code and divisions (C) and (D) of this section that establish any of the following:	598 599 600
(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;	601 602 603
(2) Standards and procedures for implementing any of the	604

recommendations made by any committees of the board or under 605  
section 4765.04 of the Revised Code; 606

(3) Procedures and requirements for conducting background 607  
checks on applicants for the issuance and renewal of certificates 608  
of accreditation, certificates of approval, certificates to teach, 609  
and certificates to practice in accordance with section 109.578 of 610  
the Revised Code; 611

(4) Any other rules necessary to implement this chapter. 612

(C) In developing and administering rules adopted under this 613  
chapter, the state board of emergency medical, fire, and 614  
transportation services shall consult with regional directors and 615  
regional advisory boards appointed under section 4765.05 of the 616  
Revised Code and emphasize the special needs of pediatric and 617  
geriatric patients. 618

(D) On and after April 6, 2023, the executive director shall 619  
not ~~require certification~~ issue to any new applicant a certificate 620  
to practice as an emergency medical services assistant instructor 621  
~~and shall not adopt or enforce rules or issue a certificate~~ 622  
~~regarding the position of an emergency medical services assistant~~ 623  
~~instructor.~~ Any emergency medical services assistant instructor 624  
certificate that was issued in accordance with rules adopted under 625  
division (A) of this section prior to April 6, 2023, ~~remain~~ 626  
remains valid ~~only until the expiration date of the certificate,~~ 627  
subject to any conditions or responsibilities of retaining the 628  
validity of that certificate, until the holder of the certificate 629  
allows it to expire or lapse. The certificate ~~shall not~~ may be 630  
renewed by the holder of that certificate. The board shall adopt, 631  
amend, or rescind rules in accordance with Chapter 119. of the 632  
Revised Code in order to effectuate this division. 633

(E) Except as otherwise provided in this division, before 634

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.

(F) Notwithstanding any requirement for a certificate issued in accordance with rules adopted by the board under this section, the board, in accordance with Chapter 4796. of the Revised Code, shall issue a certificate that is a license as defined in section 4796.01 of the Revised Code to an individual if either of the following applies:

(1) The individual holds a license or certificate in another state.

(2) The individual has satisfactory work experience, a government certification, or a private certification as described in that chapter as a first responder, emergency medical technician-basic, emergency medical technician-intermediate, or emergency medical technician-paramedic in a state that does not issue that license or certificate.

**Sec. 4765.55.** (A) The executive director of the state board of emergency medical, fire, and transportation services, with the

advice and counsel of the firefighter and fire safety inspector 664  
training committee of the state board of emergency medical, fire, 665  
and transportation services, shall assist in the establishment and 666  
maintenance by any state agency, or any county, township, city, 667  
village, school district, or educational service center of a fire 668  
service training program for the training of all persons in 669  
positions of any fire training certification level approved by the 670  
executive director, including full-time paid firefighters, 671  
part-time paid firefighters, volunteer firefighters, and fire 672  
safety inspectors in this state. The executive director, with the 673  
advice and counsel of the committee, shall adopt rules to regulate 674  
those firefighter and fire safety inspector training programs, and 675  
other training programs approved by the executive director. The 676  
rules may include, but need not be limited to, training 677  
curriculum, certification examinations, training schedules, 678  
minimum hours of instruction, attendance requirements, required 679  
equipment and facilities, basic physical requirements, and methods 680  
of training for all persons in positions of any fire training 681  
certification level approved by the executive director, including 682  
full-time paid firefighters, part-time paid firefighters, 683  
volunteer firefighters, and fire safety inspectors. The rules 684  
adopted to regulate training programs for volunteer firefighters 685  
shall not require more than thirty-six hours of training. 686

The executive director, with the advice and counsel of the 687  
committee, shall provide for the classification and chartering of 688  
fire service training programs in accordance with rules adopted 689  
under division (B) of this section, and may take action against 690  
any chartered training program or applicant, in accordance with 691  
rules adopted under divisions (B)(4) and (5) of this section, for 692  
failure to meet standards set by the adopted rules. 693



(B) The executive director, with the advice and counsel of	694
the firefighter and fire safety inspector training committee of	695
the state board of emergency medical, fire, and transportation	696
services, shall adopt, and may amend or rescind, rules under	697
Chapter 119. of the Revised Code that establish all of the	698
following:	699
(1) Requirements for, and procedures for chartering, the	700
training programs regulated by this section;	701
(2) Requirements for, and requirements and procedures for	702
obtaining and renewing, an instructor certificate to teach the	703
training programs and continuing education classes regulated by	704
this section;	705
(3) Requirements for, and requirements and procedures for	706
obtaining and renewing, any of the fire training certificates	707
regulated by this section;	708
(4) Grounds and procedures for suspending, revoking,	709
restricting, or refusing to issue or renew any of the certificates	710
or charters regulated by this section, which grounds shall be	711
limited to one of the following:	712
(a) Failure to satisfy the education or training requirements	713
of this section;	714
(b) Conviction of a felony offense;	715
(c) Conviction of a misdemeanor involving moral turpitude;	716
(d) Conviction of a misdemeanor committed in the course of	717
practice;	718
(e) In the case of a chartered training program or applicant,	719
failure to meet standards set by the rules adopted under this	720
division.	721

(5) Grounds and procedures for imposing and collecting fines, 722  
 not to exceed one thousand dollars, in relation to actions taken 723  
 under division (B)(4) of this section against persons holding 724  
 certificates and charters regulated by this section, the fines to 725  
 be deposited into the trauma and emergency medical services fund 726  
 established under section 4513.263 of the Revised Code; 727

(6) Continuing education requirements for certificate 728  
 holders, including a requirement that credit shall be granted for 729  
 in-service training programs conducted by local entities. The 730  
 continuing education requirements shall not require more than 731  
 thirty-six hours of continuing education every three-year 732  
 certification cycle. Local entities may require additional 733  
 continuing education, provided that completion of such additional 734  
 continuing education is not required for renewal of certification. 735

(7) Procedures for considering the granting of an extension 736  
 or exemption of fire service continuing education requirements; 737

(8) Certification cycles for which the certificates and 738  
 charters regulated by this section are valid; 739

(9) If determined necessary by the executive director, 740  
 procedures and requirements for conducting background checks on 741  
 applicants for the issuance and renewal of certification as a fire 742  
 safety inspector in accordance with section 109.578 of the Revised 743  
 Code. 744

(C)(1) The executive director, with the advice and counsel of 745  
 the firefighter and fire safety inspector training committee of 746  
 the state board of emergency medical, fire, and transportation 747  
 services, shall issue or renew an instructor certificate to teach 748  
 the training programs and continuing education classes regulated 749  
 by this section to any applicant that the executive director 750  
 determines meets the qualifications established in rules adopted 751

under division (B) of this section, and may take disciplinary  
action against an instructor certificate holder or applicant in  
accordance with rules adopted under division (B) of this section.

(2) On and after ~~the effective date of this amendment~~ April  
6, 2023, the executive director shall not ~~require certification~~  
issue to any new applicant a certificate to practice as an  
assistant fire instructor ~~and shall not adopt or enforce rules or~~  
~~issue a certificate regarding the position of assistant fire~~  
~~instructor~~. Any assistant fire instructor certificate that was  
issued in accordance with rules adopted under division (B) of this  
section prior to ~~the effective date of this amendment~~ April 6,  
2023, remains valid ~~until the expiration date of the certificate,~~  
subject to any conditions or responsibilities of retaining the  
validity of that certificate, until the holder of the certificate  
allows it to expire or lapse. The certificate ~~shall not~~ may be  
renewed by the holder of that certificate. The executive director  
shall adopt, amend, or rescind rules in accordance with Chapter  
119. of the Revised Code in order to effectuate division (C)(2) of  
this section.

(3) The executive director, with the advice and counsel of  
the committee, shall charter or renew the charter of any training  
program that the executive director determines meets the  
qualifications established in rules adopted under division (B) of  
this section, and may take disciplinary action against the holder  
of a charter in accordance with rules adopted under division (B)  
of this section.

(D) The executive director shall issue or renew a fire  
training certificate for a firefighter, a fire safety inspector,  
or another position of any fire training certification level  
approved by the executive director, to any applicant that the

executive director determines meets the qualifications established 782  
in rules adopted under division (B) of this section and may take 783  
disciplinary actions against a certificate holder or applicant in 784  
accordance with rules adopted under division (B) of this section. 785

(E) Certificates issued under this section shall be on a form 786  
prescribed by the executive director, with the advice and counsel 787  
of the firefighter and fire safety inspector training committee of 788  
the state board of emergency medical, fire, and transportation 789  
services. 790

(F)(1) The executive director, with the advice and counsel of 791  
the firefighter and fire safety inspector training committee of 792  
the state board of emergency medical, fire, and transportation 793  
services, shall establish criteria for evaluating the standards 794  
maintained by the branches of the United States military for 795  
firefighter, fire safety inspector, and fire instructor training 796  
programs, and other training programs recognized by the executive 797  
director, to determine whether the standards are equivalent to 798  
those established under this section and shall establish 799  
requirements and procedures for issuing a certificate to each 800  
person who presents proof to the executive director of having 801  
satisfactorily completed a training program that meets those 802  
standards. 803

(2) The executive director, with the committee's advice and 804  
counsel, shall adopt rules establishing requirements and 805  
procedures for issuing a fire training certificate in lieu of 806  
completing a chartered training program. 807

(G) Notwithstanding any requirement for a certificate issued 808  
under this section, the executive director shall issue a 809  
certificate in accordance with Chapter 4796. of the Revised Code 810  
to an individual if either of the following applies: 811

(1) The individual holds a license or certificate in another state. 812  
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(2) The individual has satisfactory work experience, a government certification, or a private certification as described in that chapter as a firefighter or fire safety inspector in a state that does not issue that license or certificate. 814  
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(H) Nothing in this section invalidates any other section of the Revised Code relating to the fire training academy. Section 4765.11 of the Revised Code does not affect any powers and duties granted to the executive director under this section. 818  
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(I) Notwithstanding any provision of division (B)(4) of this section to the contrary, the executive director shall not adopt rules for refusing to issue any of the certificates or charters regulated by this section to an applicant because of a criminal conviction unless the rules establishing grounds and procedures for refusal are in accordance with section 9.79 of the Revised Code." 822  
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In line 128822, after "4763.05," insert "4765.11, 4765.55," 829

After line 281903, insert: 830

"The version of section 4765.55 of the Revised Code that is scheduled to take effect December 29, 2023, as amended by both H.B. 509 and S.B. 131 of the 134th General Assembly." 831  
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833

The motion was \_\_\_\_\_ agreed to.

SYNOPSIS

**Assistant EMS and firefighter instructors** 834

R.C. 505.38, 737.22, 4765.11, and 4765.55	835
Restores provisions from the House-Passed version of the bill	836
that do all of the following:	837
Authorize any person issued an EMS Assistant Instructor	838
Certificate or Assistant Fire Instructor Certificate prior to	839
April 6, 2023, to continue to hold and renew those certifications	840
until the person allows them to expire or lapse.	841
Require the State Board of Emergency Medical, Fire, and	842
Transportation Services to no longer issue new certifications in	843
order to serve as an assistant EMS or assistant fire instructor	844
(consistent with H.B. 509 of the 134th General Assembly), but	845
preserves the existing certifications.	846