

H. B. No. 138
As Passed by the House

_____ moved to amend as follows:

- In line 2 of the title, after "4765.41" insert ", 4765.42" 1
- In line 3 of the title, delete "of the Revised Code and to amend
the" 2 3
- In line 4 of the title, delete "version of section 4765.11" 4
- Delete line 5 of the title 5
- In line 6 of the title, delete "2021,"; delete "emergency medical" 6
- In line 7 of the title, after "service" insert "(EMS)" 7
- In line 8 of the title, after "personnel" insert "and qualifications
for serving as a medical director of an EMS organization" 8 9
- In line 10, after "4765.41" insert ", 4765.42" 10
- Delete lines 142 through 271 11
- After line 271, insert: 12
- "Sec. 4765.11.** (A) The state board of emergency medical, 13
fire, and transportation services shall adopt, and may amend and 14
rescind, rules in accordance with Chapter 119. of the Revised 15



Code and division <u>divisions</u> (C) <u>and (D)</u> of this section that	16
establish all of the following:	17
(1) Procedures for its governance and the control of its	18
actions and business affairs;	19
(2) Standards for the performance of emergency medical	20
services by first responders, emergency medical technicians-	21
basic, emergency medical technicians-intermediate, and emergency	22
medical technicians-paramedic;	23
(3) Application fees for certificates of accreditation,	24
certificates of approval, certificates to teach, and	25
certificates to practice, which shall be deposited into the	26
trauma and emergency medical services fund created in section	27
4513.263 of the Revised Code;	28
(4) Criteria for determining when the application or	29
renewal fee for a certificate to practice may be waived because	30
an applicant cannot afford to pay the fee;	31
(5) Procedures for issuance and renewal of certificates of	32
accreditation, certificates of approval, certificates to teach,	33
and certificates to practice, including any measures necessary	34
to implement section 9.79 of the Revised Code and any procedures	35
necessary to ensure that adequate notice of renewal is provided	36
in accordance with division (D) of section 4765.30 of the	37
Revised Code;	38
(6) Procedures for suspending or revoking certificates of	39
accreditation, certificates of approval, certificates to teach,	40
and certificates to practice;	41
(7) Grounds for suspension or revocation of a certificate	42
to practice issued under section 4765.30 of the Revised Code and	43

for taking any other disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	44
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	45
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	46
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	47
(9) Standards for certificates of accreditation and certificates of approval;	48
(9) Standards for certificates of accreditation and certificates of approval;	49
(10) Qualifications for certificates to teach;	50
(11) Requirements for a certificate to practice;	51
(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;	52
(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;	53
(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;	54
(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;	55
(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;	56
(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;	57
(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;	58
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(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;	61
(14) Examinations for certificates to practice;	62
(15) Procedures for administering examinations for certificates to practice;	63
(15) Procedures for administering examinations for certificates to practice;	64
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	65
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	66
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	67
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	68
(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;	69
(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;	70

(18) ~~Procedures for approving Specifications of the~~ 71
~~additional emergency medical services that first responders are~~ 72
~~authorized by division (C) of to perform under section 4765.35~~ 73
~~of the Revised Code to perform, that EMTs-basic are authorized~~ 74
~~by division (C) of to perform under section 4765.37 of the~~ 75
~~Revised Code to perform, that EMTs-I are authorized by division-~~ 76
~~(B) (5) of to perform under section 4765.38 of the Revised Code-~~ 77
~~to perform, and that paramedics are authorized by division (B)-~~ 78
~~(6) of to perform under section 4765.39 of the Revised Code to-~~ 79
~~perform;~~ 80

(19) Standards and procedures for implementing the 81
requirements of section 4765.06 of the Revised Code, including 82
designations of the persons who are required to report 83
information to the board and the types of information to be 84
reported; 85

(20) Procedures for administering the emergency medical 86
services grant program established under section 4765.07 of the 87
Revised Code; 88

(21) Procedures consistent with Chapter 119. of the 89
Revised Code for appealing decisions of the board; 90

(22) Minimum qualifications and peer review and quality 91
improvement requirements for persons who provide medical 92
direction to emergency medical service personnel, including, 93
subject to division (B) of section 4765.42 of the Revised Code, 94
qualifications for a physician to be eligible to serve as the 95
medical director of an emergency medical service organization or 96
a member of its cooperating physician advisory board; 97

(23) The manner in which a patient, or a patient's parent, 98
guardian, or custodian, may consent to the board releasing 99

identifying information about the patient under division (D) of 100
section 4765.102 of the Revised Code; 101

(24) Circumstances under which a training program or 102
continuing education program, or portion of either type of 103
program, may be taught by a person who does not hold a 104
certificate to teach issued under section 4765.23 of the Revised 105
Code; 106

(25) Certification cycles for certificates issued under 107
sections 4765.23 and 4765.30 of the Revised Code and 108
certificates issued by the executive director of the state board 109
of emergency medical, fire, and transportation services under 110
section 4765.55 of the Revised Code that establish a common 111
expiration date for all certificates. 112

(B) The board may adopt, and may amend and rescind, rules 113
in accordance with Chapter 119. of the Revised Code and ~~division~~ 114
~~divisions~~ (C) and (D) of this section that establish any of the 115
following: 116

(1) Specifications of information that may be collected 117
under the trauma system registry and incidence reporting system 118
created under section 4765.06 of the Revised Code; 119

(2) Standards and procedures for implementing any of the 120
recommendations made by any committees of the board or under 121
section 4765.04 of the Revised Code; 122

~~(3) Requirements that a person must meet to receive a~~ 123
~~certificate to practice as a first responder pursuant to~~ 124
~~division (A) (2) of section 4765.30 of the Revised Code;~~ 125

~~(4) Any other rules necessary to implement this chapter.~~ 126

(C) In developing and administering rules adopted under 127

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

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

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

After line 593, insert:

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

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

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

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

In line 716, after "4765.41" insert ", 4765.42"

Delete lines 718 through 851

After line 851, insert:

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

board on or after the effective date of this section." 186
Delete lines 852 through 854 187

The motion was _____ agreed to.

SYNOPSIS 188

Qualifications of EMS organization medical directors 189

R.C. 4765.11 and 4765.42; Section 3 190

Adds a provision establishing the following conditions on 191
the adoption of rules regarding qualifications to serve as an 192
emergency medical service (EMS) organization's medical director 193
or a member of its cooperating physician advisory board: 194

(1) All physicians must meet the same qualifications 195
regarding medical experience and completion of a medical 196
director course. 197

(2) The rules regarding medical experience cannot limit 198
eligibility to only those physicians who (a) have completed a 199
residency or fellowship program in emergency medicine or (b) are 200
certified in a specialty or subspecialty of emergency medicine. 201

(3) The rules regarding a medical director course must 202
permit a physician who has completed a residency or fellowship 203
program in emergency medicine to use that program as evidence of 204
completing a medical director course. 205

Specifies that these new conditions regarding the 206
qualifications to serve as an EMS organization's medical 207
director or a member of its cooperating physician advisory board 208

apply to physicians appointed on or after the bill's effective date.	209 210
Expressly requires an EMS organization to appoint a medical director or cooperating physician advisory board.	211 212
LSC technical changes	213
R.C. 4765.11; Sections 3 and 4	214
Updates the bill by removing an outdated version of R.C. 4765.11 and including only its most recent version.	215 216