

As Introduced

**132nd General Assembly
Regular Session
2017-2018**

H. B. No. 768

Representative Dever

A BILL

To amend sections 4765.01, 4765.11, and 4765.16 and
to enact section 4765.53 of the Revised Code to
require that emergency medical service personnel
receive training for the recognition, reading,
and proper response to a patient with a medical
identification product.

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

Section 1. That sections 4765.01, 4765.11, and 4765.16 be
amended and section 4765.53 of the Revised Code be enacted to
read as follows:

Sec. 4765.01. As used in this chapter:

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

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

(C) "Emergency medical technician-intermediate" or "EMT-I"

means an individual who holds a current, valid certificate 19
issued under section 4765.30 of the Revised Code to practice as 20
an emergency medical technician-intermediate. 21

(D) "Emergency medical technician-paramedic" or 22
"paramedic" means an individual who holds a current, valid 23
certificate issued under section 4765.30 of the Revised Code to 24
practice as an emergency medical technician-paramedic. 25

(E) "Ambulance" means any motor vehicle that is used, or 26
is intended to be used, for the purpose of responding to 27
emergency medical situations, transporting emergency patients, 28
and administering emergency medical service to patients before, 29
during, or after transportation. 30

(F) "Cardiac monitoring" means a procedure used for the 31
purpose of observing and documenting the rate and rhythm of a 32
patient's heart by attaching electrical leads from an 33
electrocardiograph monitor to certain points on the patient's 34
body surface. 35

(G) "Emergency medical service" means any of the services 36
described in sections 4765.35, 4765.37, 4765.38, and 4765.39 of 37
the Revised Code that are performed by first responders, 38
emergency medical technicians-basic, emergency medical 39
technicians-intermediate, and paramedics. "Emergency medical 40
service" includes such services performed before or during any 41
transport of a patient, including transports between hospitals 42
and transports to and from helicopters. 43

(H) "Emergency medical service organization" means a 44
public or private organization using first responders, EMTs- 45
basic, EMTs-I, or paramedics, or a combination of first 46
responders, EMTs-basic, EMTs-I, and paramedics, to provide 47

emergency medical services. 48

(I) "Physician" means an individual who holds a current, 49
valid license issued under Chapter 4731. of the Revised Code 50
authorizing the practice of medicine and surgery or osteopathic 51
medicine and surgery. 52

(J) "Registered nurse" means an individual who holds a 53
current, valid license issued under Chapter 4723. of the Revised 54
Code authorizing the practice of nursing as a registered nurse. 55

(K) "Volunteer" means a person who provides services 56
either for no compensation or for compensation that does not 57
exceed the actual expenses incurred in providing the services or 58
in training to provide the services. 59

(L) "Emergency medical service personnel" means first 60
responders, emergency medical technicians-basic, emergency 61
medical technicians-intermediate, emergency medical technicians- 62
paramedic, and persons who provide medical direction to such 63
persons. 64

(M) "Hospital" has the same meaning as in section 3727.01 65
of the Revised Code. 66

(N) "Trauma" or "traumatic injury" means severe damage to 67
or destruction of tissue that satisfies both of the following 68
conditions: 69

(1) It creates a significant risk of any of the following: 70

(a) Loss of life; 71

(b) Loss of a limb; 72

(c) Significant, permanent disfigurement; 73

(d) Significant, permanent disability. 74

(2) It is caused by any of the following:	75
(a) Blunt or penetrating injury;	76
(b) Exposure to electromagnetic, chemical, or radioactive energy;	77 78
(c) Drowning, suffocation, or strangulation;	79
(d) A deficit or excess of heat.	80
(O) "Trauma victim" or "trauma patient" means a person who has sustained a traumatic injury.	81 82
(P) "Trauma care" means the assessment, diagnosis, transportation, treatment, or rehabilitation of a trauma victim by emergency medical service personnel or by a physician, nurse, physician assistant, respiratory therapist, physical therapist, chiropractor, occupational therapist, speech-language pathologist, audiologist, or psychologist licensed to practice as such in this state or another jurisdiction.	83 84 85 86 87 88 89
(Q) "Trauma center" means all of the following:	90
(1) Any hospital that is verified by the American college of surgeons as an adult or pediatric trauma center;	91 92
(2) Any hospital that is operating as an adult or pediatric trauma center under provisional status pursuant to section 3727.101 of the Revised Code;	93 94 95
(3) Until December 31, 2004, any hospital in this state that is designated by the director of health as a level II pediatric trauma center under section 3727.081 of the Revised Code;	96 97 98 99
(4) Any hospital in another state that is licensed or designated under the laws of that state as capable of providing	100 101

specialized trauma care appropriate to the medical needs of the 102
trauma patient. 103

(R) "Pediatric" means involving a patient who is less than 104
sixteen years of age. 105

(S) "Adult" means involving a patient who is not a 106
pediatric patient. 107

(T) "Geriatric" means involving a patient who is at least 108
seventy years old or exhibits significant anatomical or 109
physiological characteristics associated with advanced aging. 110

(U) "Air medical organization" means an organization that 111
provides emergency medical services, or transports emergency 112
victims, by means of fixed or rotary wing aircraft. 113

(V) "Emergency care" and "emergency facility" have the 114
same meanings as in section 3727.01 of the Revised Code. 115

(W) "Stabilize," except as it is used in division (B) of 116
section 4765.35 of the Revised Code with respect to the manual 117
stabilization of fractures, has the same meaning as in section 118
1753.28 of the Revised Code. 119

(X) "Transfer" has the same meaning as in section 1753.28 120
of the Revised Code. 121

(Y) "Firefighter" means any member of a fire department as 122
defined in section 742.01 of the Revised Code. 123

(Z) "Volunteer firefighter" has the same meaning as in 124
section 146.01 of the Revised Code. 125

(AA) "Part-time paid firefighter" means a person who 126
provides firefighting services on less than a full-time basis, 127
is routinely scheduled to be present on site at a fire station 128

or other designated location for purposes of responding to a 129
fire or other emergency, and receives more than nominal 130
compensation for the provision of firefighting services. 131

(BB) "Physician assistant" means an individual who holds a 132
valid license to practice as a physician assistant issued under 133
Chapter 4730. of the Revised Code. 134

(CC) "Medical identification product" means a tag or 135
emblem worn by an individual as a bracelet, necklace, chain, or 136
other piece of jewelry that notes the individual's critical 137
health information. 138

Sec. 4765.11. (A) The state board of emergency medical, 139
fire, and transportation services shall adopt, and may amend and 140
rescind, rules in accordance with Chapter 119. of the Revised 141
Code and division (C) of this section that establish all of the 142
following: 143

(1) Procedures for its governance and the control of its 144
actions and business affairs; 145

(2) Standards for the performance of emergency medical 146
services by first responders, emergency medical technicians- 147
basic, emergency medical technicians-intermediate, and emergency 148
medical technicians-paramedic; 149

(3) Application fees for certificates of accreditation, 150
certificates of approval, certificates to teach, and 151
certificates to practice, which shall be deposited into the 152
trauma and emergency medical services fund created in section 153
4513.263 of the Revised Code; 154

(4) Criteria for determining when the application or 155
renewal fee for a certificate to practice may be waived because 156
an applicant cannot afford to pay the fee; 157

(5) Procedures for issuance and renewal of certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice, including any procedures necessary to ensure that adequate notice of renewal is provided in accordance with division (D) of section 4765.30 of the Revised Code;	158 159 160 161 162 163
(6) Procedures for suspending or revoking certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice;	164 165 166
(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;	167 168 169 170
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	171 172
(9) Standards for certificates of accreditation and certificates of approval;	173 174
(10) Qualifications for certificates to teach;	175
(11) Requirements for a certificate to practice;	176
(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;	177 178 179 180 181
(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-	182 183 184 185

threatening allergic reactions;	186
(14) Examinations for certificates to practice;	187
(15) Procedures for administering examinations for certificates to practice;	188 189
(16) Procedures for approving examinations that demonstrate competence to have a certificate to practice renewed without completing an emergency medical services continuing education program;	190 191 192 193
(17) Procedures for granting extensions and exemptions of emergency medical services continuing education requirements;	194 195
(18) Procedures for approving the additional emergency medical services first responders are authorized by division (C) of section 4765.35 of the Revised Code to perform, EMTs-basic are authorized by division (C) of section 4765.37 of the Revised Code to perform, EMTs-I are authorized by division (B) (5) <u>(6)</u> of section 4765.38 of the Revised Code to perform, and paramedics are authorized by division (B) (6) <u>(7)</u> of section 4765.39 of the Revised Code to perform;	196 197 198 199 200 201 202 203
(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;	204 205 206 207 208
(20) Procedures for administering the emergency medical services grant program established under section 4765.07 of the Revised Code;	209 210 211
(21) Procedures consistent with Chapter 119. of the Revised Code for appealing decisions of the board;	212 213

(22) Minimum qualifications and peer review and quality improvement requirements for persons who provide medical direction to emergency medical service personnel;	214 215 216
(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;	217 218 219 220
(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;	221 222 223 224 225
(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;	226 227 228 229 230 231
<u>(26) Procedures for identifying, reading, and responding to information noted on a patient's medical identification product.</u>	232 233 234
(B) The board may adopt, and may amend and rescind, rules in accordance with Chapter 119. of the Revised Code and division (C) of this section that establish the following:	235 236 237
(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;	238 239 240
(2) Standards and procedures for implementing any of the recommendations made by any committees of the board or under	241 242

section 4765.04 of the Revised Code;	243
(3) Requirements that a person must meet to receive a certificate to practice as a first responder pursuant to division (A) (2) of section 4765.30 of the Revised Code;	244 245 246
(4) Any other rules necessary to implement this chapter.	247
(C) In developing and administering rules adopted under this chapter, the state board of emergency medical, fire, and transportation services shall consult with regional directors and regional physician advisory boards created by section 4765.05 of the Revised Code and emphasize the special needs of pediatric and geriatric patients.	248 249 250 251 252 253
(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.	254 255 256 257 258 259 260 261 262 263 264 265 266
This division does not apply to an emergency rule adopted in accordance with section 119.03 of the Revised Code.	267 268
Sec. 4765.16. (A) All courses offered through an emergency medical services training program or an emergency medical services continuing education program, other than ambulance	269 270 271

driving, shall be developed under the direction of a physician 272
who specializes in emergency medicine. Each course that deals 273
with trauma care shall be developed in consultation with a 274
physician who specializes in trauma surgery. Except as specified 275
by the state board of emergency medical, fire, and 276
transportation services pursuant to rules adopted under section 277
4765.11 of the Revised Code, each course offered through a 278
training program or continuing education program shall be taught 279
by a person who holds the appropriate certificate to teach 280
issued under section 4765.23 of the Revised Code. 281

(B) A training program for first responders shall meet the 282
standards established in rules adopted by the board under 283
section 4765.11 of the Revised Code. The program shall include 284
courses in ~~both~~each of the following areas for at least the 285
number of hours established by the board's rules: 286

(1) Emergency victim care; 287

(2) Reading and interpreting a trauma victim's vital 288
signs; 289

(3) Recognizing when a victim is wearing a medical 290
identification product and how to read and respond to 291
information noted on a medical identification product. 292

(C) A training program for emergency medical technicians- 293
basic shall meet the standards established in rules adopted by 294
the board under section 4765.11 of the Revised Code. The program 295
shall include courses in each of the following areas for at 296
least the number of hours established by the board's rules: 297

(1) Emergency victim care; 298

(2) Reading and interpreting a trauma victim's vital 299
signs; 300

- (3) Triage protocols for adult and pediatric trauma victims; 301
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- (4) In-hospital training; 303
- (5) Clinical training; 304
- (6) Training as an ambulance driver; 305
- (7) Recognizing when a victim is wearing a medical identification product and how to read and respond to information noted on a medical identification product. 306
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Each operator of a training program for emergency medical technicians-basic shall allow any pupil in the twelfth grade in a secondary school who is at least seventeen years old and who otherwise meets the requirements for admission into such a training program to be admitted to and complete the program and, as part of the training, to ride in an ambulance with emergency medical technicians-basic, emergency medical technicians-intermediate, and emergency medical technicians-paramedic. Each emergency medical service organization shall allow pupils participating in training programs to ride in an ambulance with emergency medical technicians-basic, advanced emergency medical technicians-intermediate, and emergency medical technicians-paramedic. 309
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(D) A training program for emergency medical technicians-intermediate shall meet the standards established in rules adopted by the board under section 4765.11 of the Revised Code. The program shall include, or require as a prerequisite, the training specified in division (C) of this section and courses in each of the following areas for at least the number of hours established by the board's rules: 322
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- (1) Recognizing symptoms of life-threatening allergic 329

reactions and in calculating proper dosage levels and	330
administering injections of epinephrine to persons who suffer	331
life-threatening allergic reactions, conducted in accordance	332
with rules adopted by the board under section 4765.11 of the	333
Revised Code;	334
(2) Venous access procedures;	335
(3) Cardiac monitoring and electrical interventions to	336
support or correct the cardiac function.	337
(E) A training program for emergency medical technicians-	338
paramedic shall meet the standards established in rules adopted	339
by the board under section 4765.11 of the Revised Code. The	340
program shall include, or require as a prerequisite, the	341
training specified in divisions (C) and (D) of this section and	342
courses in each of the following areas for at least the number	343
of hours established by the board's rules:	344
(1) Medical terminology;	345
(2) Venous access procedures;	346
(3) Airway procedures;	347
(4) Patient assessment and triage;	348
(5) Acute cardiac care, including administration of	349
parenteral injections, electrical interventions, and other	350
emergency medical services;	351
(6) Emergency and trauma victim care beyond that required	352
under division (C) of this section;	353
(7) Clinical training beyond that required under division	354
(C) of this section.	355
(F) A continuing education program for first responders,	356

EMTs-basic, EMTs-I, or paramedics shall meet the standards 357
established in rules adopted by the board under section 4765.11 358
of the Revised Code. A continuing education program shall 359
include instruction and training in subjects established by the 360
board's rules for at least the number of hours established by 361
the board's rules. 362

Sec. 4765.53. Before performing any emergency medical 363
service described in section 4765.35, 4765.37, 4765.38, or 364
4765.39 of the Revised Code, a first responder, emergency 365
medical technician-basic, emergency medical technician- 366
intermediate, or emergency medical technician-paramedic shall 367
identify whether the patient who will receive the service is 368
wearing a medical identification product. When a medical 369
identification product is identified, a first responder, EMT- 370
basic, EMT-I, or paramedic shall take appropriate action based 371
on the information noted on the patient's medical identification 372
product and the procedures adopted by the state board of 373
emergency medical, fire, and transportation services under 374
section 4765.11 of the Revised Code. 375

Section 2. That existing sections 4765.01, 4765.11, and 376
4765.16 of the Revised Code are hereby repealed. 377