

**As Reported by the Senate Health Committee**

**134th General Assembly**

**Regular Session**

**2021-2022**

**Sub. H. B. No. 138**

**Representative Baldrige**

**Cosponsors: Representatives Seitz, Lepore-Hagan, Abrams, Bird, Brown, Crawley, Cross, Crossman, Galonski, Ghanbari, Ginter, Hall, Hicks-Hudson, Hoops, Ingram, Jarrells, Lanese, Leland, Lightbody, Lipps, Liston, Loychik, Manning, Miller, A., Miller, J., Miranda, O'Brien, Patton, Pavliga, Plummer, Russo, Schmidt, Sheehy, Sobecki, Weinstein, West, White, Young, T.**

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**A BILL**

To amend sections 4765.01, 4765.11, 4765.30, 1  
4765.35, 4765.37, 4765.38, 4765.39, 4765.41, 2  
4765.42, and 4766.01 and to enact sections 3  
4765.431 and 4765.53 of the Revised Code to 4  
modify the laws governing services provided by 5  
emergency medical service (EMS) personnel and 6  
qualifications for serving as a medical director 7  
of an EMS organization. 8

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

**Section 1.** That sections 4765.01, 4765.11, 4765.30, 9  
4765.35, 4765.37, 4765.38, 4765.39, 4765.41, 4765.42, and 10  
4766.01 be amended and sections 4765.431 and 4765.53 of the 11  
Revised Code be enacted to read as follows: 12

**Sec. 4765.01.** As used in this chapter: 13

(A) "First responder" means an individual who holds a 14  
current, valid certificate issued under section 4765.30 of the 15

Revised Code to practice as a first responder. 16

(B) "Emergency medical technician-basic" or "EMT-basic" 17  
means an individual who holds a current, valid certificate 18  
issued under section 4765.30 of the Revised Code to practice as 19  
an emergency medical technician-basic. 20

(C) "Emergency medical technician-intermediate" or "EMT-I" 21  
means an individual who holds a current, valid certificate 22  
issued under section 4765.30 of the Revised Code to practice as 23  
an emergency medical technician-intermediate. 24

(D) "Emergency medical technician-paramedic" or 25  
"paramedic" means an individual who holds a current, valid 26  
certificate issued under section 4765.30 of the Revised Code to 27  
practice as an emergency medical technician-paramedic. 28

(E) "Ambulance" means any motor vehicle that is used, or 29  
is intended to be used, for the purpose of responding to 30  
emergency medical situations, transporting emergency patients, 31  
and administering emergency medical service to patients before, 32  
during, or after transportation. 33

(F) "Cardiac monitoring" means a procedure used for the 34  
purpose of observing and documenting the rate and rhythm of a 35  
patient's heart by attaching electrical leads from an 36  
electrocardiograph monitor to certain points on the patient's 37  
body surface. 38

(G) "Emergency medical service" means any of the services 39  
~~described in sections 4765.35, 4765.37, 4765.38, and 4765.39 of~~ 40  
~~the Revised Code that are performed by first responders,~~ 41  
emergency medical technicians-basic, emergency medical 42  
technicians-intermediate, and paramedics are authorized to 43  
perform pursuant to rules adopted by the state board of 44

emergency medical, fire, and transportation services under 45  
section 4765.11 of the Revised Code. "Emergency medical service" 46  
includes such services performed before or during any transport 47  
of a patient, including transports between hospitals and 48  
transports to and from helicopters. 49

(H) "Emergency medical service organization" means a 50  
public or private organization using first responders, EMTs- 51  
basic, EMTs-I, or paramedics, or a combination of first 52  
responders, EMTs-basic, EMTs-I, and paramedics, to provide 53  
emergency medical services. 54

(I) "Physician" means an individual who holds a current, 55  
valid license issued under Chapter 4731. of the Revised Code 56  
authorizing the practice of medicine and surgery or osteopathic 57  
medicine and surgery. 58

(J) "Registered nurse" means an individual who holds a 59  
current, valid license issued under Chapter 4723. of the Revised 60  
Code authorizing the practice of nursing as a registered nurse. 61

(K) "Volunteer" means a person who provides services 62  
either for no compensation or for compensation that does not 63  
exceed the actual expenses incurred in providing the services or 64  
in training to provide the services. 65

(L) "Emergency medical service personnel" means first 66  
responders, emergency medical technicians-basic, emergency 67  
medical technicians-intermediate, emergency medical technicians- 68  
paramedic, and persons who provide medical direction to such 69  
persons. 70

(M) "Hospital" has the same meaning as in section 3727.01 71  
of the Revised Code. 72

(N) "Trauma" or "traumatic injury" means severe damage to 73

or destruction of tissue that satisfies both of the following	74
conditions:	75
(1) It creates a significant risk of any of the following:	76
(a) Loss of life;	77
(b) Loss of a limb;	78
(c) Significant, permanent disfigurement;	79
(d) Significant, permanent disability.	80
(2) It is caused by any of the following:	81
(a) Blunt or penetrating injury;	82
(b) Exposure to electromagnetic, chemical, or radioactive	83
energy;	84
(c) Drowning, suffocation, or strangulation;	85
(d) A deficit or excess of heat.	86
(O) "Trauma victim" or "trauma patient" means a person who	87
has sustained a traumatic injury.	88
(P) "Trauma care" means the assessment, diagnosis,	89
transportation, treatment, or rehabilitation of a trauma victim	90
by emergency medical service personnel or by a physician, nurse,	91
physician assistant, respiratory therapist, physical therapist,	92
chiropractor, occupational therapist, speech-language	93
pathologist, audiologist, or psychologist licensed to practice	94
as such in this state or another jurisdiction.	95
(Q) "Trauma center" means all of the following:	96
(1) Any hospital that is verified by the American college	97
of surgeons as an adult or pediatric trauma center;	98

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

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

(4) Any hospital in another state that is licensed or designated under the laws of that state as capable of providing specialized trauma care appropriate to the medical needs of the trauma patient.

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

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

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

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

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

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

(X) "Transfer" has the same meaning as in section 1753.28

of the Revised Code.	127
(Y) "Firefighter" means any member of a fire department as defined in section 742.01 of the Revised Code.	128 129
(Z) "Volunteer firefighter" has the same meaning as in section 146.01 of the Revised Code.	130 131
(AA) "Part-time paid firefighter" means a person who provides firefighting services on less than a full-time basis, is routinely scheduled to be present on site at a fire station or other designated location for purposes of responding to a fire or other emergency, and receives more than nominal compensation for the provision of firefighting services.	132 133 134 135 136 137
(BB) "Physician assistant" means an individual who holds a valid license to practice as a physician assistant issued under Chapter 4730. of the Revised Code.	138 139 140
<u>(CC) "Advanced practice registered nurse" has the same meaning as in section 4723.01 of the Revised Code.</u>	141 142
<b>Sec. 4765.11.</b> (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 <del>division</del> <u>divisions</u> (C) <u>and (D)</u> of this section that establish all of the following:	143 144 145 146 147
(1) Procedures for its governance and the control of its actions and business affairs;	148 149
(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;	150 151 152 153
(3) Application fees for certificates of accreditation,	154

certificates of approval, certificates to teach, and	155
certificates to practice, which shall be deposited into the	156
trauma and emergency medical services fund created in section	157
4513.263 of the Revised Code;	158
(4) Criteria for determining when the application or	159
renewal fee for a certificate to practice may be waived because	160
an applicant cannot afford to pay the fee;	161
(5) Procedures for issuance and renewal of certificates of	162
accreditation, certificates of approval, certificates to teach,	163
and certificates to practice, including any measures necessary	164
to implement section 9.79 of the Revised Code and any procedures	165
necessary to ensure that adequate notice of renewal is provided	166
in accordance with division (D) of section 4765.30 of the	167
Revised Code;	168
(6) Procedures for suspending or revoking certificates of	169
accreditation, certificates of approval, certificates to teach,	170
and certificates to practice;	171
(7) Grounds for suspension or revocation of a certificate	172
to practice issued under section 4765.30 of the Revised Code and	173
for taking any other disciplinary action against a first	174
responder, EMT-basic, EMT-I, or paramedic;	175
(8) Procedures for taking disciplinary action against a	176
first responder, EMT-basic, EMT-I, or paramedic;	177
(9) Standards for certificates of accreditation and	178
certificates of approval;	179
(10) Qualifications for certificates to teach;	180
(11) Requirements for a certificate to practice;	181
(12) The curricula, number of hours of instruction and	182

training, and instructional materials to be used in adult and 183  
pediatric emergency medical services training programs and adult 184  
and pediatric emergency medical services continuing education 185  
programs; 186

(13) Procedures for conducting courses in recognizing 187  
symptoms of life-threatening allergic reactions and in 188  
calculating proper dosage levels and administering injections of 189  
epinephrine to adult and pediatric patients who suffer life- 190  
threatening allergic reactions; 191

(14) Examinations for certificates to practice; 192

(15) Procedures for administering examinations for 193  
certificates to practice; 194

(16) Procedures for approving examinations that 195  
demonstrate competence to have a certificate to practice renewed 196  
without completing an emergency medical services continuing 197  
education program; 198

(17) Procedures for granting extensions and exemptions of 199  
emergency medical services continuing education requirements; 200

(18) ~~Procedures for approving Specifications of the 201  
~~additional~~ emergency medical services that first responders are 202  
authorized ~~by division (C) of to perform under section 4765.35~~ 203  
of the Revised Code ~~to perform, that EMTs-basic are authorized~~ 204  
~~by division (C) of to perform under section 4765.37 of the~~ 205  
Revised Code ~~to perform, that EMTs-I are authorized ~~by division-~~~~ 206  
~~(B) (5) of to perform under section 4765.38 of the Revised Code~~ 207  
~~to perform, and that paramedics are authorized ~~by division (B)-~~~~ 208  
~~(6) of to perform under section 4765.39 of the Revised Code ~~to-~~~~ 209  
~~perform;~~ 210~~

(19) Standards and procedures for implementing the 211

requirements of section 4765.06 of the Revised Code, including	212
designations of the persons who are required to report	213
information to the board and the types of information to be	214
reported;	215
(20) Procedures for administering the emergency medical	216
services grant program established under section 4765.07 of the	217
Revised Code;	218
(21) Procedures consistent with Chapter 119. of the	219
Revised Code for appealing decisions of the board;	220
(22) Minimum qualifications and peer review and quality	221
improvement requirements for persons who provide medical	222
direction to emergency medical service personnel, <u>including,</u>	223
<u>subject to division (B) of section 4765.42 of the Revised Code,</u>	224
<u>qualifications for a physician to be eligible to serve as the</u>	225
<u>medical director of an emergency medical service organization or</u>	226
<u>a member of its cooperating physician advisory board;</u>	227
(23) The manner in which a patient, or a patient's parent,	228
guardian, or custodian, may consent to the board releasing	229
identifying information about the patient under division (D) of	230
section 4765.102 of the Revised Code;	231
(24) Circumstances under which a training program or	232
continuing education program, or portion of either type of	233
program, may be taught by a person who does not hold a	234
certificate to teach issued under section 4765.23 of the Revised	235
Code;	236
(25) Certification cycles for certificates issued under	237
sections 4765.23 and 4765.30 of the Revised Code and	238
certificates issued by the executive director of the state board	239
of emergency medical, fire, and transportation services under	240

section 4765.55 of the Revised Code that establish a common 241  
expiration date for all certificates. 242

(B) The board may adopt, and may amend and rescind, rules 243  
in accordance with Chapter 119. of the Revised Code and ~~division-~~ 244  
~~divisions~~ (C) and (D) of this section that establish any of the 245  
following: 246

(1) Specifications of information that may be collected 247  
under the trauma system registry and incidence reporting system 248  
created under section 4765.06 of the Revised Code; 249

(2) Standards and procedures for implementing any of the 250  
recommendations made by any committees of the board or under 251  
section 4765.04 of the Revised Code; 252

(3) ~~Requirements that a person must meet to receive a~~ 253  
~~certificate to practice as a first responder pursuant to~~ 254  
~~division (A) (2) of section 4765.30 of the Revised Code;~~ 255

~~(4) Any other rules necessary to implement this chapter.~~ 256

(C) In developing and administering rules adopted under 257  
this chapter, the state board of emergency medical, fire, and 258  
transportation services shall consult with regional directors 259  
and regional ~~physician~~-advisory boards ~~created by appointed~~ 260  
under section 4765.05 of the Revised Code and emphasize the 261  
special needs of pediatric and geriatric patients. 262

(D) Except as otherwise provided in this division, before 263  
adopting, amending, or rescinding any rule under this chapter, 264  
the board shall submit the proposed rule to the director of 265  
public safety for review. The director may review the proposed 266  
rule for not more than sixty days after the date it is 267  
submitted. If, within this sixty-day period, the director 268  
approves the proposed rule or does not notify the board that the 269

rule is disapproved, the board may adopt, amend, or rescind the 270  
rule as proposed. If, within this sixty-day period, the director 271  
notifies the board that the proposed rule is disapproved, the 272  
board shall not adopt, amend, or rescind the rule as proposed 273  
unless at least twelve members of the board vote to adopt, 274  
amend, or rescind it. 275

This division does not apply to an emergency rule adopted 276  
in accordance with section 119.03 of the Revised Code. 277

**Sec. 4765.30.** ~~(A) (1) The~~ All of the following apply to the 278  
state board of emergency medical, fire, and transportation 279  
services ~~shall issue with respect to issuing and renewing~~ 280  
certificates to practice: 281

(A) The board shall issue a certificate to practice as a 282  
first responder to an applicant who meets all of the following 283  
conditions: 284

~~(a) Except as provided in division (A) (2) of this section,~~ 285  
~~is a volunteer for a nonprofit emergency medical service~~ 286  
~~organization or a nonprofit fire department;~~ 287

~~(b) (1)~~ Holds the appropriate certificate of completion 288  
issued in accordance with section 4765.24 of the Revised Code; 289

~~(c) (2)~~ Passes the appropriate examination conducted under 290  
section 4765.29 of the Revised Code; 291

~~(d) (3)~~ Is not in violation of any provision of this 292  
chapter or the rules adopted under it; 293

~~(e) (4)~~ Meets any other certification requirements 294  
established in rules adopted under section 4765.11 of the 295  
Revised Code. 296

~~(2) The board may waive the requirement to be a volunteer~~ 297

~~for a nonprofit entity if the applicant meets other requirements— 298  
established in rules adopted under division (B) (3) of section— 299  
4765.11 of the Revised Code relative to a person's eligibility— 300  
to practice as a first responder. 301~~

~~(B) The state board of emergency medical, fire, and— 302  
transportation services shall issue a certificate to practice as 303  
an emergency medical technician-basic to an applicant who meets 304  
all of the following conditions: 305~~

~~(1) Holds a the appropriate certificate of completion in— 306  
emergency medical services training basic issued in accordance 307  
with section 4765.24 of the Revised Code; 308~~

~~(2) Passes the appropriate examination ~~for emergency— 309  
medical technicians basic~~ conducted under section 4765.29 of the 310  
Revised Code; 311~~

~~(3) Is not in violation of any provision of this chapter 312  
or the rules adopted under it; 313~~

~~(4) Meets any other certification requirements established 314  
in rules adopted under section 4765.11 of the Revised Code. 315~~

~~(C) The state board of emergency medical, fire, and— 316  
transportation services shall issue a certificate to practice as 317  
an emergency medical technician-intermediate or emergency 318  
medical technician-paramedic to an applicant who meets all of 319  
the following conditions: 320~~

~~(1) Holds a certificate to practice as an emergency 321  
medical technician-basic; 322~~

~~(2) Holds the appropriate certificate of completion issued 323  
in accordance with section 4765.24 of the Revised Code; 324~~

~~(3) Passes the appropriate examination conducted under 325~~

section 4765.29 of the Revised Code;	326
(4) Is not in violation of any provision of this chapter	327
or the rules adopted under it;	328
(5) Meets any other certification requirements established	329
in rules adopted under section 4765.11 of the Revised Code.	330
(D) A certificate to practice shall have a certification	331
cycle established by the board and may be renewed by the board	332
pursuant to rules adopted under section 4765.11 of the Revised	333
Code. Not later than sixty days prior to the expiration date of	334
an individual's certificate to practice, the board shall notify	335
the individual of the scheduled expiration.	336
An application for renewal shall be accompanied by the	337
appropriate renewal fee established in rules adopted under	338
section 4765.11 of the Revised Code, unless the board waives the	339
fee on determining pursuant to those rules that the applicant	340
cannot afford to pay the fee. Except as provided in division (B)	341
of section 4765.31 of the Revised Code, the application shall	342
include evidence of either of the following:	343
(1) That the applicant received a certificate of	344
completion from the appropriate emergency medical services	345
continuing education program pursuant to section 4765.24 of the	346
Revised Code;	347
(2) That the applicant has successfully passed an	348
examination that demonstrates the competence to have a	349
certificate renewed without completing an emergency medical	350
services continuing education program. The board shall approve	351
such examinations in accordance with rules adopted under section	352
4765.11 of the Revised Code.	353
(E) The board shall not require an applicant for renewal	354

of a certificate to practice to take an examination as a 355  
condition of renewing the certificate. This division does not 356  
preclude the use of examinations by operators of approved 357  
emergency medical services continuing education programs as a 358  
condition for issuance of a certificate of completion in 359  
emergency medical services continuing education. 360

**Sec. 4765.35.** (A) A first responder may perform any of the 361  
emergency medical services specified for first responders in 362  
rules adopted under section 4765.11 of the Revised Code by the 363  
state board of emergency medical, fire, and transportation 364  
services. A first responder shall perform the emergency medical 365  
services described in this section in accordance with this 366  
chapter and any rules adopted under it by the board. 367

~~(B) A first responder may provide limited emergency~~ 368  
~~medical services to patients until the arrival of an emergency~~ 369  
~~medical technician basic, emergency medical technician~~ 370  
~~intermediate, or emergency medical technician paramedic. In an~~ 371  
~~emergency, a first responder may render emergency medical~~ 372  
~~services such as opening and maintaining an airway, giving mouth-~~ 373  
~~to barrier ventilation, chest compressions, electrical~~ 374  
~~interventions with automated defibrillators to support or~~ 375  
~~correct the cardiac function and other methods determined by the~~ 376  
~~board, controlling of hemorrhage, manual stabilization of~~ 377  
~~fractures, bandaging, assisting in childbirth, and determining~~ 378  
~~triage of trauma victims.~~ 379

~~(C) A first responder may perform any other emergency~~ 380  
~~medical services approved pursuant to rules adopted under~~ 381  
~~section 4765.11 of the Revised Code. The board shall determine~~ 382  
~~whether the nature of any such service requires that a first~~ 383  
~~responder receive authorization prior to performing the service.~~ 384

~~(D) (1) (B) (1)~~ Except as provided in division ~~(D) (2) (B) (2)~~ 385  
of this section, ~~if the board determines under division (C) of~~ 386  
~~this section that a service requires prior authorization, the~~ 387  
~~service~~ the emergency medical services provided by a first 388  
responder shall be performed only pursuant to one of the 389  
following: 390

(a) The written or verbal authorization of a physician or 391  
of the cooperating physician advisory board, ~~or pursuant to an;~~ 392

(b) An authorization transmitted through a direct 393  
communication device by a physician, physician assistant 394  
designated by a physician, or registered nurse designated by a 395  
physician. 396

~~(2) If communications fail during an emergency situation~~ 397  
~~or the required response time prohibits communication, a first~~ 398  
~~responder may perform services subject to this division, if, in~~ 399  
~~the judgment of the first responder, the life of the patient is~~ 400  
~~in immediate danger. Services performed under these~~ 401  
~~circumstances shall be performed in accordance with the written~~ 402  
~~protocols for triage of adult and pediatric trauma victims~~ 403  
~~established in rules adopted under sections 4765.11 and 4765.40~~ 404  
~~of the Revised Code and any;~~ 405

(c) Any applicable protocols adopted by the emergency 406  
medical service organization with which the first responder is 407  
affiliated. 408

(2) Division (B) (1) of this section does not prohibit a 409  
first responder from complying with a do-not-resuscitate order 410  
issued by a physician assistant or advanced practice registered 411  
nurse pursuant to section 2133.211 of the Revised Code. 412

**Sec. 4765.37.** (A) An emergency medical technician-basic 413

may perform any of the emergency medical services specified for 414  
EMTs-basic in rules adopted under section 4765.11 of the Revised 415  
Code by the state board of emergency medical, fire, and 416  
transportation services. An EMT-basic shall perform the 417  
emergency medical services described in this section in 418  
accordance with this chapter and any rules adopted under it by 419  
the state board of emergency medical, fire, and transportation 420  
services. 421

~~(B) An emergency medical technician basic may operate, or~~ 422  
~~be responsible for operation of, an ambulance and may provide~~ 423  
~~emergency medical services to patients. In an emergency, an EMT-~~ 424  
~~basic may determine the nature and extent of illness or injury~~ 425  
~~and establish priority for required emergency medical services.~~ 426  
~~An EMT basic may render emergency medical services such as~~ 427  
~~opening and maintaining an airway, giving positive pressure~~ 428  
~~ventilation, cardiac resuscitation, electrical interventions~~ 429  
~~with automated defibrillators to support or correct the cardiac~~ 430  
~~function and other methods determined by the board, controlling~~ 431  
~~of hemorrhage, treatment of shock, immobilization of fractures,~~ 432  
~~bandaging, assisting in childbirth, management of mentally~~ 433  
~~disturbed patients, initial care of poison and burn patients,~~ 434  
~~and determining triage of adult and pediatric trauma victims.~~ 435  
~~Where patients must in an emergency be extricated from~~ 436  
~~entrapment, an EMT basic may assess the extent of injury and~~ 437  
~~render all possible emergency medical services and protection to~~ 438  
~~the entrapped patient; provide light rescue services if an~~ 439  
~~ambulance has not been accompanied by a specialized unit; and~~ 440  
~~after extrication, provide additional care in sorting of the~~ 441  
~~injured in accordance with standard emergency procedures.~~ 442

~~(C) An EMT basic may perform any other emergency medical~~ 443  
~~services approved pursuant to rules adopted under section~~ 444

~~4765.11 of the Revised Code. The board shall determine whether  
the nature of any such service requires that an EMT-basic  
receive authorization prior to performing the service.~~ 445  
446  
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~~(D)(1)-(B)(1) Except as provided in division (D)(2)-(B)(2)  
of this section, if the board determines under division (C) of  
this section that a service requires prior authorization, the  
service the emergency medical services provided by an EMT-basic  
shall be performed only pursuant to one of the following:~~ 448  
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~~(a) The written or verbal authorization of a physician or  
of the cooperating physician advisory board, or pursuant to an;~~ 453  
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~~(b) An authorization transmitted through a direct  
communication device by a physician, physician assistant  
designated by a physician, or registered nurse designated by a  
physician.~~ 455  
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~~(2) If communications fail during an emergency situation  
or the required response time prohibits communication, an EMT-  
basic may perform services subject to this division, if, in the  
judgment of the EMT basic, the life of the patient is in  
immediate danger. Services performed under these circumstances  
shall be performed in accordance with the protocols for triage  
of adult and pediatric trauma victims established in rules  
adopted under sections 4765.11 and 4765.40 of the Revised Code  
and any;~~ 459  
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~~(c) Any applicable protocols adopted by the emergency  
medical service organization with which the EMT-basic is  
affiliated.~~ 468  
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~~(2) Division (B)(1) of this section does not prohibit an  
EMT-basic from complying with a do-not-resuscitate order issued  
by a physician assistant or advanced practice registered nurse~~ 471  
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473

pursuant to section 2133.211 of the Revised Code. 474

**Sec. 4765.38.** (A) An emergency medical technician- 475  
intermediate may perform any of the emergency medical services 476  
specified for EMTs-I in rules adopted under section 4765.11 of 477  
the Revised Code by the state board of emergency medical, fire, 478  
and transportation services. An EMT-I shall perform the- 479  
emergency medical services ~~described in this section~~ in 480  
accordance with this chapter and any rules adopted under it by 481  
the board. 482

~~(B) An EMT-I may do any of the following:~~ 483

~~(1) Establish and maintain an intravenous lifeline that~~ 484  
~~has been approved by a cooperating physician or physician-~~ 485  
~~advisory board;~~ 486

~~(2) Perform cardiac monitoring;~~ 487

~~(3) Perform electrical interventions to support or correct~~ 488  
~~the cardiac function;~~ 489

~~(4) Administer epinephrine;~~ 490

~~(5) Determine triage of adult and pediatric trauma~~ 491  
~~victims;~~ 492

~~(6) Perform any other emergency medical services approved~~ 493  
~~pursuant to rules adopted under section 4765.11 of the Revised~~ 494  
~~Code.~~ 495

~~(C) (1) (B) (1) Except as provided in division (C) (2) (B) (2)~~ 496  
of this section, the emergency medical services described in 497  
~~division (B) of this section provided by an EMT-I shall be~~ 498  
performed ~~by an EMT-I~~ only pursuant to one of the following: 499

(a) The written or verbal authorization of a physician or 500

of the cooperating physician advisory board, ~~or pursuant to an;~~ 501

(b) An authorization transmitted through a direct 502  
communication device by a physician, physician assistant 503  
designated by a physician, or registered nurse designated by a 504  
physician. 505

~~(2) If communications fail during an emergency situation 506  
or the required response time prohibits communication, an EMT-I 507  
may perform any of the services described in division (B) of 508  
this section, if, in the judgment of the EMT-I, the life of the 509  
patient is in immediate danger. Services performed under these 510  
circumstances shall be performed in accordance with the 511  
protocols for triage of adult and pediatric trauma victims 512  
established in rules adopted under sections 4765.11 and 4765.40 513  
of the Revised Code and any;~~ 514

(c) Any applicable protocols adopted by the emergency 515  
medical service organization with which the EMT-I is affiliated. 516

~~(D) (2) Division (B) (1) of this section does not prohibit 517  
an EMT-I from complying with a do-not-resuscitate order issued 518  
by a physician assistant or advanced practice registered nurse 519  
pursuant to section 2133.211 of the Revised Code. 520~~

(C) In addition to, and in the course of, providing 521  
emergency medical treatment, an ~~emergency medical technician-~~ 522  
~~intermediate EMT-I~~ may withdraw blood as provided under sections 523  
1547.11, 4506.17, and 4511.19 of the Revised Code. An ~~emergency-~~ 524  
~~medical technician intermediate EMT-I~~ shall withdraw blood in 525  
accordance with this chapter and any rules adopted under it by 526  
the ~~state board of emergency medical, fire, and transportation~~ 527  
~~services.~~ 528

**Sec. 4765.39.** (A) An emergency medical technician- 529

paramedic may perform any of the emergency medical services 530  
specified for paramedics in rules adopted under section 4765.11 531  
of the Revised Code by the state board of emergency medical, 532  
fire, and transportation services. A paramedic shall perform the 533  
emergency medical services described in this section in 534  
accordance with this chapter and any rules adopted under it by 535  
the state board of emergency medical, fire, and transportation 536  
services. 537

~~(B) A paramedic may do any of the following:~~ 538

~~(1) Perform cardiac monitoring;~~ 539

~~(2) Perform electrical interventions to support or correct~~ 540  
~~the cardiac function;~~ 541

~~(3) Perform airway procedures;~~ 542

~~(4) Perform relief of pneumothorax;~~ 543

~~(5) Administer appropriate drugs and intravenous fluids;~~ 544

~~(6) Determine triage of adult and pediatric trauma~~ 545  
~~victims;~~ 546

~~(7) Perform any other emergency medical services,~~ 547  
~~including life support or intensive care techniques, approved~~ 548  
~~pursuant to rules adopted under section 4765.11 of the Revised~~ 549  
~~Code.~~ 550

~~(C) (1) (B) (1)~~ Except as provided in division (C) (2) (B) (2) 551  
of this section, the emergency medical services described in 552  
division (B) of this section provided by a paramedic shall be 553  
performed by a paramedic only pursuant to one of the following: 554

(a) The written or verbal authorization of a physician or 555  
of the cooperating physician advisory board, or pursuant to an; 556

(b) An authorization transmitted through a direct 557  
communication device by a physician, physician assistant 558  
designated by a physician, or registered nurse designated by a 559  
physician. 560

~~(2) If communications fail during an emergency situation 561  
or the required response time prohibits communication, a 562  
paramedic may perform any of the services described in division 563  
(B) of this section, if, in the paramedic's judgment, the life 564  
of the patient is in immediate danger. Services performed under 565  
these circumstances shall be performed in accordance with the 566  
protocols for triage of adult and pediatric trauma victims 567  
established in rules adopted under sections 4765.11 and 4765.40 568  
of the Revised Code and any; 569~~

(c) Any applicable protocols adopted by the emergency 570  
medical service organization with which the paramedic is 571  
affiliated. 572

~~(D) (2) Division (B) (1) of this section does not prohibit 573  
a paramedic from complying with a do-not-resuscitate order 574  
issued by a physician assistant or advanced practice registered 575  
nurse pursuant to section 2133.211 of the Revised Code. 576~~

(C) In addition to, and in the course of, providing 577  
emergency medical treatment, ~~an emergency medical technician 578  
paramedic~~ a paramedic may withdraw blood as provided under 579  
sections 1547.11, 4506.17, and 4511.19 of the Revised Code. ~~An 580  
emergency medical technician paramedic~~ A paramedic shall 581  
withdraw blood in accordance with this chapter and any rules 582  
adopted under it by the ~~state board of emergency medical, fire, 583  
and transportation services.~~ 584

**Sec. 4765.41.** The medical director or cooperating 585

physician advisory board of each emergency medical service 586  
organization shall establish written protocols to be followed by 587  
first responders, emergency medical technicians-basic, emergency 588  
medical technicians-intermediate, and emergency medical 589  
technicians-paramedic in performing emergency medical services 590  
~~when communications have failed or the required response~~ 591  
~~prevents communication and the life of the patient is in~~ 592  
~~immediate danger.~~ Those protocols shall be consistent with 593  
applicable trauma triage protocols adopted under division (A) or 594  
approved under division (B) (2) of section 4765.40 of the Revised 595  
Code, but may direct to an adult or pediatric trauma center 596  
emergency victims that the applicable trauma triage protocols do 597  
not require to be transported to an adult or pediatric trauma 598  
center. 599

**Sec. 4765.42.** (A) Each emergency medical service 600  
organization shall appoint a medical director or a cooperating 601  
physician advisory board. The organization shall give notice of 602  
the name of its medical director or the names of the members of 603  
its cooperating physician advisory board to the state board of 604  
emergency medical, fire, and transportation services. The notice 605  
shall be made in writing. 606

(B) To be eligible to serve as a medical director or 607  
member of a cooperating physician advisory board, an individual 608  
shall be a physician who meets the qualifications established in 609  
rules adopted under section 4765.11 of the Revised Code. In 610  
adopting the rules, the state board shall require that all 611  
physicians meet the same qualifications regarding medical 612  
experience and completion of a medical director course, subject 613  
to both of the following: 614

(1) With respect to medical experience, the state board 615

shall not limit eligibility to only those physicians who have 616  
completed a residency or fellowship program in emergency 617  
medicine or a related area or who are certified or eligible to 618  
be certified in a specialty or subspecialty of emergency 619  
medicine or a related area. 620

(2) With respect to completion of a medical director 621  
course, the state board shall permit a physician who has 622  
completed a residency or fellowship program in emergency 623  
medicine or a related area to use completion of that program as 624  
evidence of completing a medical director course. 625

**Sec. 4765.431.** (A) As used in this section: 626

(1) "Emergency medical technician" and "EMT" have the same 627  
meanings as "emergency medical technician-basic" and "EMT- 628  
basic," respectively. 629

(2) "Advanced emergency medical technician" and "AEMT" 630  
have the same meanings as "emergency medical technician- 631  
intermediate" and "AEMT," respectively. 632

(3) "Nonemergency transport" means the transport of an 633  
individual who requires routine transportation to or from a 634  
medical appointment or service, is convalescent or otherwise 635  
nonambulatory, and, during transport to the destination 636  
facility, does not require medical monitoring, aid, care, or 637  
treatment. 638

(B) When an ambulance is used for the nonemergency 639  
transport of a patient, the emergency medical service 640  
organization operating the ambulance shall staff the ambulance 641  
as follows: 642

(1) One individual to serve as the driver who meets the 643  
requirements established in rules adopted under this section, 644

but is not necessarily an emergency medical technician, advanced  
emergency medical technician, or paramedic; 645  
646

(2) In addition to the driver, at least one EMT, AEMT, or  
paramedic. 647  
648

(C) The state board of emergency medical, fire, and  
transportation services shall adopt rules necessary to implement  
this section. The rules shall be adopted in accordance with  
Chapter 119. of the Revised Code. 649  
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**Sec. 4765.53.** Notwithstanding any conflicting provision of  
the Revised Code, an emergency medical technician-basic,  
emergency medical technician-intermediate, or emergency medical  
technician-paramedic may administer a test for COVID-19 and may  
collect and label specimens from a test for COVID-19 if that  
individual has received proper training to engage in those  
activities. 653  
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**Sec. 4766.01.** As used in this chapter: 660

(A) "Advanced life support" means treatment ~~described in~~  
~~section 4765.39 of the Revised Code that a paramedic an~~  
emergency medical technician-paramedic is certified authorized  
to perform under section 4765.39 of the Revised Code. 661  
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(B) "Air medical service organization" means an 665  
organization that furnishes, conducts, maintains, advertises,  
promotes, or otherwise engages in providing medical services 666  
with a rotorcraft air ambulance or fixed wing air ambulance. 667  
668

(C) "Air medical transportation" means the transporting of 669  
a patient by rotorcraft air ambulance or fixed wing air 670  
ambulance with appropriately licensed and certified medical 671  
personnel. 672

(D) "Ambulance" means any motor vehicle that is 673  
specifically designed, constructed, or modified and equipped and 674  
is intended to be used to provide basic life support, 675  
intermediate life support, advanced life support, or mobile 676  
intensive care unit services and transportation upon the streets 677  
or highways of this state of persons who are seriously ill, 678  
injured, wounded, or otherwise incapacitated or helpless. 679  
"Ambulance" does not include air medical transportation or a 680  
vehicle designed and used solely for the transportation of 681  
nonstretcher-bound persons, whether hospitalized or handicapped 682  
or whether ambulatory or confined to a wheelchair. 683

(E) "Ambulette" means a motor vehicle that is specifically 684  
designed, constructed, or modified and equipped and is intended 685  
to be used for transportation upon the streets or highways of 686  
this state of persons who require use of a wheelchair or other 687  
mobility aid. 688

(F) "Basic life support" means treatment ~~described in~~ 689  
~~section 4765.37 of the Revised Code~~ that an EMT emergency 690  
medical technician-basic is certified-authorized to perform 691  
under section 4765.37 of the Revised Code. 692

(G) "Disaster situation" means any condition or situation 693  
described by rule of the state board of emergency medical, fire, 694  
and transportation services as a mass casualty, major emergency, 695  
natural disaster, or national emergency. 696

(H) "Emergency medical service organization" means an 697  
organization that uses ~~EMTs emergency medical technicians-basic,~~ 698  
~~AEMTs emergency medical technicians-intermediate, or paramedics-~~ 699  
emergency medical technicians-paramedic, or a combination of 700  
EMTs EMTs-basic, AEMTs EMTs-I, and paramedics, to provide 701  
medical care to victims of illness or injury. An emergency 702

medical service organization includes, but is not limited to, a 703  
commercial ambulance service organization, a hospital, and a 704  
funeral home. 705

(I) ~~"EMT," "AEMT," "Emergency medical technician-basic,"~~ 706  
~~"EMT-basic," "emergency medical technician-intermediate," "EMT-~~ 707  
~~I," "emergency medical technician-paramedic,"~~ and "paramedic" 708  
have the same meanings as in ~~sections~~ section 4765.01 and of the 709  
Revised Code. Pursuant to section 4765.011 of the Revised Code, 710  
an emergency medical technician-basic or EMT-basic is also known 711  
as an emergency medical technician or EMT, respectively, and an 712  
emergency medical technician-intermediate or EMT-I is also known 713  
as an advanced emergency medical technician or AEMT, 714  
respectively. 715

(J) "Fixed wing air ambulance" means a fixed wing aircraft 716  
that is specifically designed, constructed, or modified and 717  
equipped and is intended to be used as a means of air medical 718  
transportation. 719

(K) "Health care practitioner" has the same meaning as in 720  
section 3701.74 of the Revised Code. 721

(L) "Health care services" has the same meaning as in 722  
section 3922.01 of the Revised Code. 723

(M) "Intermediate life support" means treatment ~~described~~ 724  
~~in section 4765.38 of the Revised Code~~ that an ~~AEMT~~ emergency 725  
medical technician-intermediate is certified-authorized to 726  
perform under section 4765.38 of the Revised Code. 727

(N) "Major emergency" means any emergency event that 728  
cannot be resolved through the use of locally available 729  
emergency resources. 730

(O) "Mass casualty" means an emergency event that results 731

in ten or more persons being injured, incapacitated, made ill, 732  
or killed. 733

(P) "Medical emergency" means an unforeseen event 734  
affecting an individual in such a manner that a need for 735  
immediate care is created. 736

(Q) "Mobile intensive care unit" means an ambulance used 737  
only for maintaining specialized or intensive care treatment and 738  
used primarily for interhospital transports of patients whose 739  
conditions require care beyond the ~~scope of services~~ a paramedic 740  
~~as provided in~~ is authorized to perform under section 4765.39 of 741  
the Revised Code. 742

(R) (1) "Nonemergency medical service organization" means a 743  
person that does both of the following: 744

(a) Provides services to the public on a regular basis for 745  
the purpose of transporting individuals who require the use of a 746  
wheelchair or other mobility aid to receive health care services 747  
in nonemergency circumstances; 748

(b) Provides the services for a fee, regardless of whether 749  
the fee is paid by the person being transported, a third party 750  
payer, as defined in section 3702.51 of the Revised Code, or any 751  
other person or government entity. 752

(2) "Nonemergency medical service organization" does not 753  
include a health care facility, as defined in section 1751.01 of 754  
the Revised Code, that provides ambulette services only to 755  
patients of that facility. 756

(S) "Nontransport vehicle" means a motor vehicle operated 757  
by a licensed emergency medical service organization not as an 758  
ambulance, but as a vehicle for providing services in 759  
conjunction with the ambulances operated by the organization or 760

other emergency medical service organizations. 761

(T) "Patient" means any individual who as a result of 762  
illness or injury needs medical attention, whose physical or 763  
mental condition is such that there is imminent danger of loss 764  
of life or significant health impairment, or who may be 765  
otherwise incapacitated or helpless as a result of a physical or 766  
mental condition, or any individual whose physical condition 767  
requires the use of a wheelchair or other mobility aid. 768

(U) "Rotorcraft air ambulance" means a helicopter or other 769  
aircraft capable of vertical takeoffs, vertical landings, and 770  
hovering that is specifically designed, constructed, or modified 771  
and equipped and is intended to be used as a means of air 772  
medical transportation. 773

(V) "Taxicab" means a taxicab vehicle operated by a 774  
taxicab service company, provided the company is not a 775  
nonemergency medical service organization. 776

(W) "Transportation network company driver" has the same 777  
meaning as in section 3942.01 of the Revised Code. 778

(X) "Transportation network company services" has the same 779  
meaning as in section 3942.01 of the Revised Code. 780

**Section 2.** That existing sections 4765.01, 4765.11, 781  
4765.30, 4765.35, 4765.37, 4765.38, 4765.39, 4765.41, 4765.42, 782  
and 4766.01 of the Revised Code are hereby repealed. 783

**Section 3.** The qualifications for serving as a medical 784  
director or member of a cooperating physician advisory board for 785  
an emergency medical service organization established by rules 786  
adopted under section 4765.11 of the Revised Code, in accordance 787  
with the amendments to section 4765.42 of Revised Code made by 788  
this act, apply only to physicians who are appointed to serve as 789

a medical director or member of a cooperating physician advisory	790
board on or after the effective date of this section.	791