

**As Introduced**

**134th General Assembly**

**Regular Session**

**2021-2022**

**H. B. No. 392**

**Representatives Ferguson, Miller, K.**

**Cosponsors: Representatives Carruthers, Ghanbari, Hillyer, Click, Riedel, Seitz,  
Fowler Arthur, Lampton, LaRe, Hoops, Hall, Cross, Schmidt, Plummer**

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**A BILL**

To amend section 4765.52 of the Revised Code to  
authorize ambulance transport of an injured  
police dog when the dog is injured in the line  
of duty.

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

**Section 1.** That section 4765.52 of the Revised Code be  
amended to read as follows:

**Sec. 4765.52.** (A) As used in this section, ~~"veterinarian":~~

(1) "Veterinarian" means an individual licensed under  
Chapter 4741. of the Revised Code to practice veterinary  
medicine.

(2) "Police dog" has the same meaning as in section  
2921.321 of the Revised Code.

(B) In the course of an emergency medical response, fire  
response, or response to aid law enforcement, a first responder,  
emergency medical technician-basic, emergency medical  
technician-intermediate, or emergency medical technician-

paramedic may provide any of the following emergency medical services to a dog or cat prior to the dog or cat being transferred to a veterinarian for further treatment, but only to the extent that the first responder, EMT-basic, EMT-I, or paramedic is authorized by this chapter or rules adopted pursuant to this chapter to perform the corresponding form of each of the services when providing emergency medical services to a human patient:

(1) Opening and manually maintaining an airway;

(2) Giving mouth to snout or mouth to barrier ventilation;

(3) Administering oxygen;

(4) Managing ventilation by mask;

(5) Controlling hemorrhage with direct pressure;

(6) Immobilizing fractures;

(7) Bandaging;

(8) Administering naloxone hydrochloride, if administering the drug has been authorized by the medical director or cooperating physician advisory board of an emergency medical service organization and the drug is administered either in accordance with a written protocol established and provided by a veterinarian or pursuant to a consultation with a veterinarian.

(C) Notwithstanding any other provision of the Revised Code to the contrary, a person authorized to drive an ambulance under this chapter and rules adopted under it may transport an injured police dog to a veterinarian for further treatment in the ambulance if both of the following apply:

(1) The police dog is injured in the line of duty.

(2) No other human person requires emergency transport by 44  
the ambulance at the time of the transport. 45

(D) In addition to the immunity from civil liability 46  
granted under division (A) of section 4765.49 of the Revised 47  
Code, a first responder, EMT-basic, EMT-I, paramedic, ambulance 48  
driver, or medical director or member of a cooperating physician 49  
advisory board of an emergency medical service organization is 50  
not subject to prosecution in a criminal proceeding or 51  
professional disciplinary action allegedly arising from an act 52  
or omission associated with the provision of emergency medical 53  
services to a dog or cat under this section or allegedly arising 54  
from an act or omission associated with the transport of a 55  
police dog under this section, unless the act or omission 56  
constitutes willful or wanton misconduct. 57

~~(D)(1)~~ (E)(1) An emergency medical service organization is 58  
not liable for or subject to any of the following that allegedly 59  
arises from an act or omission associated with the provision of 60  
emergency medical services to a dog or cat under this section or 61  
allegedly arises from an act or omission associated with the 62  
transport of a police dog under this section, unless the act or 63  
omission constitutes willful or wanton misconduct: damages in a 64  
civil action for injury, death, or loss to person or property; 65  
prosecution in a criminal proceeding; or professional 66  
disciplinary action. 67

(2) The state board of pharmacy shall not take 68  
disciplinary action against an emergency medical service 69  
organization's license issued under Chapter 4729. of the Revised 70  
Code as a terminal distributor of dangerous drugs for reasons 71  
arising from an act or omission associated with the provision of 72  
emergency medical services to a dog or cat under this section or 73

for reasons arising from an act or omission associated with the 74  
transport of a police dog under this section, unless the act or 75  
omission constitutes willful or wanton misconduct. 76

~~(E)(1)~~ (F)(1) Notwithstanding any conflicting provision of 77  
Chapter 4741. of the Revised Code or rule adopted by the state 78  
veterinary medical licensing board, a veterinarian may establish 79  
and provide a written protocol to, or consult with, a first 80  
responder, EMT-basic, EMT-I, or paramedic for the purpose of 81  
enabling the provision of emergency medical services to a dog or 82  
cat under this section. 83

(2) A veterinarian who acts in good faith in accordance 84  
with this section is not liable for or subject to any of the 85  
following for any act or omission associated with a first 86  
responder's, EMT-basic's, EMT-I's, or paramedic's provision of 87  
emergency medical services to a dog or cat under this section: 88  
damages in any civil action; prosecution in any criminal 89  
proceeding; or professional disciplinary action. 90

**Section 2.** That existing section 4765.52 of the Revised 91  
Code is hereby repealed. 92