

4765-2-04

Public notice of rule adoption, amendment, or rescission.

Prior to adoption, amendment, or rescission of any rule, other than an emergency rule authorized by executive order, the board ~~shall give~~gives public notice in accordance with section 119.03 of the Revised Code, of its intention to consider adopting, amending, or rescinding such rule or rules. The content of such public notice ~~shall conform~~is provided according to the requirements of section 119.03 of the Revised Code and ~~shall be~~is posted on the register of Ohio web site at the time of filing. In addition, the board ~~shall post~~posts a copy of the public hearing notice as well as any proposed rule changes on the division of EMS web site, which can be accessed at www.ems.ohio.gov.

4765-2-05

Notice of meetings.

- (A) Any person or media outlet may obtain information regarding the time and location of all regularly scheduled meetings and information regarding the time, location, and purpose of any special meetings of the board, its committees, subcommittees, and workgroups by requesting to be placed on an email notification list at no cost, or to receive notice by regular mail for a reasonable fee. Requests for notice of meetings may be submitted to the division of EMS in written form, or may be made in person during regular business hours.
- (B) Written request for notice of meetings may be general in nature or may be specific to meetings where a particular type of business will be considered. Such requests ~~shall~~ include the name of the person submitting the request, any organization with which the person is affiliated, mailing address, electronic mail address, ~~if applicable,~~ telephone number, and whether notice is sought for all or specified types of meetings. ~~Requests for notices in a hard copy format shall include either:~~
- ~~(1) Fifteen self-addressed envelopes with appropriate postage affixed; or~~
 - ~~(2) A reasonable postage fee as determined annually by the board.~~
- (C) The board ~~shall provide~~provides twenty-four hour advance notice of special meetings of the board, committees, subcommittees and workgroups to representatives of newsmedia organizations who have submitted written requests for such notice to the division of EMS. In the event that an emergency meeting is scheduled and twenty-four hour notice is not possible, the board shall notify those representatives of newsmedia organizations who have requested notice in accordance with this paragraph, as soon as is reasonably possible after such meeting is scheduled. The notice requested by representatives of newsmedia organizations pursuant to this rule may be general or specific in nature.

4765-9-01

Professional standards of conduct for a holder of a certificate to practice.

- (A) A person issued a certificate to practice shall provide professional services that conform to minimal standards of care for the person's certification level under similar circumstances.
- (B) When providing professional services, a person issued a certificate to practice shall exhibit respect for the medical needs and personal values of EMS patients, families, and other EMS and healthcare practitioners.
- (C) A person issued a certificate to practice shall not discriminate in the provision of EMS on the basis of age, race, color, religion, gender, sexual orientation, or national origin.
- (D) A person issued a certificate to practice shall provide medically appropriate evaluation, treatment, and disposition of each EMS patient in accordance with Chapter 4765. of the Revised Code, Chapters 4765-1 to 4765-10 and 4765-12 to 4765-19 of the Administrative Code, and the medical protocols of the EMS organization by which the person is employed or with which the person is affiliated.
- (E) A person issued a certificate to practice shall not perform any services that exceed the scope of the person's certificate to practice as set forth in Chapter 4765. of the Revised Code and Chapters 4765-1 to 4765-10 and 4765-12 to 4765-19 of the Administrative Code.
- (F) A person issued a certificate to practice shall not misrepresent the person's professional qualifications or credentials.
- (G) A person issued a certificate to practice shall report to the division as soon as practicable any knowledge of a violation of Chapter 4765. of the Revised Code or Chapters 4765-1 to 4765-10 or 4765-12 to 4765-19 of the Administrative Code.
- (H) A person issued a certificate to practice shall consistently demonstrate a standard of knowledge and competency that meets or exceeds the minimal level required under the person's certificate to practice.
- (I) A person issued a certificate to practice shall accurately document, and at the request of the division report, all approved continuing education programs the certificate holder completes in accordance with Chapter 4765-19 of the Administrative Code and within the time parameters set forth by the division.

- (J) Except as otherwise required by law, a person issued a certificate to practice shall maintain the confidentiality of patient information consistent with state and federal law.
- (K) A person issued a certificate to practice shall not release or provide a medical report or any supporting documentation, or otherwise disclose the contents of a medical report to anyone other than those authorized by law to receive them.
- (L) A person issued a certificate to practice shall not knowingly turn over the care of a patient or delegate EMS functions to a person who lacks the certification and training to provide the appropriate level of care.
- (M) A person issued a certificate to practice shall, within fourteen days of the final sentencing of any criminal offense, provide written notification to the division of such offense. A person issued a certificate to practice shall, within sixty days of the final sentencing of any criminal offense, provide the division a certified copy of the judgment entry from the court in which the conviction occurred, a certified copy of the police or law enforcement agency report, if applicable, and a current bureau of criminal identification and investigation (BCI&I) civilian background check.
- (N) A person issued a certificate to practice who is a witness to any violation of Chapter 4765. of the Revised Code or Chapters 4765-1 to 4765-10 or 4765-12 to 4765-19 of the Administrative Code shall cooperate fully with any investigation conducted by the division.
- (O) A person issued a certificate to practice shall not engage in the illegal use or illegal acquisition of controlled substances, alcohol, or other habit-forming drugs or chemical substances that impair the certificate holder's ability to practice.
- (P) A person issued a certificate to practice shall not commit fraud, misrepresentation, deception, or submit false or misleading information in any of the following:
- (1) Applying for or obtaining a certificate to practice;
 - (2) Renewing a certificate to practice;
 - (3) Responding to audits conducted by the division;
 - (4) Responding to or complying with any official request from the division or the board.

(Q) A person issued a certificate to practice shall insure patient care provided is documented in a complete and accurate manner.

(R) A person issued a certificate to practice who is disciplined for violations of Chapter 4765. of the Revised Code and the rules promulgated thereunder shall report the discipline to any and all emergency medical services related employers.

(S) A person issued a certificate to practice shall not aid or abet another to engage in the uncertified practice of emergency medical services.

4765-9-02

Professional standards of conduct for a holder of a certificate to teach.

- (A) An individual issued a certificate to teach shall provide services that conform to standards of other persons issued a certificate to teach under similar circumstances.
- (B) An individual issued a certificate to teach shall not discriminate in the provision of EMS training on the basis of age, race, color, religion, gender, sexual orientation, or national origin.
- (C) An individual issued a certificate to teach shall provide instruction in accordance with the curriculum and other standards set forth in Chapter 4765. of the Revised Code and Chapters 4765-1 to 4765-10 and 4765-12 to 4765-19 of the Administrative Code.
- (D) An individual issued a certificate to teach shall provide instruction in accordance with the policy and procedures of the accredited or approved institution by which the person is employed or with which the person is affiliated.
- (E) An individual issued a certificate to teach shall not provide instruction in any EMS training program, EMS continuing education program, or EMS instructor training program that is above the level of the certificate to practice.
- (F) An individual issued a certificate to teach shall not misrepresent the individual's professional qualifications or credentials.
- (G) An individual issued a certificate to teach shall report in writing to the division as soon as practicable any suspicion or knowledge of a violation of this chapter or any potential compromise of the examination process.
- (H) An individual issued a certificate to teach shall report in writing to the division as soon as practicable any suspicion or knowledge of a violation of Chapter 4765. of the Revised Code or rules set forth in Chapters 4765-1 to 4765-10 or 4765-12 to 4765-19 of the Administrative Code committed by an EMS accredited institution, EMS approved institution, or holder of a certificate to teach.
- (I) An individual issued a certificate to teach shall not commit fraud, misrepresentation, or deception in conducting an EMS training program, EMS continuing education program, or EMS instructor training program.
- (J) An individual issued a certificate to teach shall not commit fraud, misrepresentation, or deception in order to obtain a certificate to practice or teach.

- (K) An individual issued a certificate to teach shall consistently demonstrate a standard of knowledge and competency that meets the minimal level required under the individual's certificate to teach.
- (L) An individual issued a certificate to teach shall accurately document, upon request of the division and within the time parameters set forth by the division, all requirements for renewal of the certificate to teach in accordance with Chapter 4765-18 of the Administrative Code.
- (M) In addition to meeting the professional standards of conduct listed in this rule, an individual issued a certificate to teach shall also remain in compliance with the standards of conduct for a certificate to practice set forth in rule 4765-9-01 of the Administrative Code.
- (N) An individual issued a certificate to teach shall obtain approval from an accredited or approved institution prior to teaching each course under the auspices of the institution.
- (O) An individual issued a certificate to teach shall surrender all documentation of course files to the sponsoring accredited or approved institution no later than ninety days after the final day of the course.
- (P) An individual issued a certificate to teach based on a license as a physician, registered nurse, or physician assistant, or certificate of training as a physician, shall notify the division in writing within fourteen days of imposition of any sanction, if the license or certificate of training is disciplined, revoked, or not renewed by the issuing entity.
- (Q) An individual issued a certificate to teach shall maintain a current and valid EMS certificate to practice; or a license to practice as a physician, registered nurse, or physician assistant; or a certificate of training as a physician.
- (R) An individual issued a certificate to teach shall not aid, assist, or help any student gain an unfair advantage on any portion of an EMS training program, EMS continuing education program, or EMS instructor training program, or on any examination.
- (S) A person issued a certificate to teach who is disciplined for violations of Chapter 4765. of the Revised Code and the rules promulgated thereunder shall report the discipline to any and all emergency medical services related employers, including accredited EMS training institutions and approved EMS continuing education programs.

(T) A person issued a certificate to teach shall not aid or abet another to engage in the uncertified practice of emergency medical services.