

Notice of
Rulemaking Hearing

Tennessee Department of Health
Division of Emergency Medical Services

There will be a hearing before the Division of Emergency Medical Services to consider the promulgation of amendments of rules pursuant to T.C.A. §§68-140-504, 68-140-508, 68-140-509, 68-140-517, and 68-140-518. The hearing will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, Tennessee Code Annotated, Section 4-5-204 and will take place in the Magnolia Room of the Cordell Hull Building, Ground Floor, located at 425 Fifth Avenue North, Nashville, Tennessee at 9:00 a.m., Central Standard Time, on the 31st day of August, 2005.

Any individuals with disabilities who wish to participate in these proceedings or review these filings should contact the Department of Health, Division of Emergency Medical Services to discuss any auxiliary aids or services needed to facilitate such participation. Such initial contact may be made no less than ten (10) days prior to the scheduled meeting date or the date the party plans to review such filings, to allow time for the Division of Emergency Medical Services to determine how it may reasonably provide such aid or service. Initial contact may be made with Richard F. Land, Director of Ambulance Service Licensure and Regulation, Division of Emergency Medical Services, Cordell Hull Building, First Floor, 425 Fifth Avenue, North, Nashville, TN 37247-0701, 615-741-2584.

For a copy of the entire text of the notice of rulemaking, contact Richard F. Land, Director of Ambulance Service Licensure and Regulation, Division of Emergency Medical Services, Cordell Hull Building, First Floor, 425 Fifth Avenue, North, Nashville, TN 37247-0701, 615-741-2584.

Substance of Proposed Rules

Amendments of Rule

Rule 1200-12-1-.04 Emergency Medical Technician is amended by deleting the existing language of subparagraph (2)(c) in its entirety and substituting the following language, and renumbering the subparagraphs appropriately, so that as amended the paragraph shall read:

- (2) EMT Paramedic Requirements
 - (a) Must meet all the Emergency Medical Technician licensure requirements in paragraph (1).
 - (b) Must successfully complete an EMT Paramedic course accredited or recognized by the Division of Emergency Medical Services of the Tennessee Department of Health.
 - (c) Must successfully complete an EMS Board approved Emergency Medical Technician Paramedic level course, including completion of all examinations within one (1) year of completion of training.
 1. Written Examination
 - (i) Achieve a passing score on a Board approved examination with a minimum score as established by the Board.
 - (ii) Applicants who fail to pass the examination shall be eligible to reapply for examination.
 2. Practical Examination

- (i) An EMS Board approved practical examination must be successfully completed by all applicants.
- (ii) Applicants who fail to pass the practical examination shall be eligible to reapply for examination.
- (d) Must submit an Application for Licensure form as provided by the Division of Emergency Medical Services.
- (e) Must remit the appropriate licensure and application fees, if applicable, as determined under rule 1200-12-1-.06.

Subparagraphs (a) and (b) of paragraph (7) of rule 1200-12-1-.04 Emergency Medical Technician are amended by deleting the existing language in its entirety and substituting the following language and renumbering the subparagraphs appropriately, so that as amended the paragraph shall read:

(7) Reinstatement of a lapsed license

(a) Emergency Medical Technician

1. When the license has lapsed for one (1) year or less, an individual may reinstate the license by meeting and completing all applicable license and license renewal standards, successfully completing the EMT license written examination (attaining a minimum score as established by the Board) and submitting all applicable fees.
2. When the license has lapsed for more than one (1) year, but less than two (2) years an individual may reinstate the license by completion of an EMS Board approved refresher course; achieving a passing score on a Board approved examination with a minimum score as established by the Board and successfully completing an EMS Board approved practical examination and submitting all applicable fees.
3. When the license has lapsed for two (2) year or more, an individual must complete the EMT course in its entirety and comply with license requirements in effect under paragraph (1).

(b) The EMT-Paramedic

1. When the license has lapsed for one (1) year or less, an individual may reinstate the license by meeting and completing all applicable license and license renewal standards, successfully completing the Board approved EMT-P license w ritten examinations, attaining a m inimum score as established by the Board, and submitting all applicable fees.
2. When the license has lapsed for more than one (1) year, but less than two (2) years an individual may reinstate the license by completion of an EMS Board approved EMT-P refresher course; achieving a passing score on a Board approved Paramedic written examination with a minimum score as established by the Board and successfully completing an EMS Board approved EMT-P practical examination and submitting all applicable fees.

3. When the license has lapsed for more than two (2) years, an individual must complete the EMT-Paramedic course in its entirety and comply with license requirements.

Paragraphs (8) and (9) of rule 1200-12-1-.04 Emergency Medical Technician are amended by deleting the existing captions and language in their entirety and substituting the following language, adding a new paragraph (9) and renumbering the existing paragraph (9) appropriately as paragraph (10), so that as amended the paragraphs shall read:

- (8) Out-of-state requirements for License. Any EMT or EMT-Paramedic who holds current certification/license from another state or country and who has successfully completed an approved U.S. Department of Transportation EMT or EMT-Paramedic course or equivalent curriculum may apply for Tennessee EMT or EMT-Paramedic license by complying with the following:
 - (a) conform to all license requirements for Tennessee Emergency Medical Technicians or EMT-Paramedics; and
 - (b) submit appropriate documentation of extended skills training conducted by an authorized instructor of a Tennessee Accredited EMS Training Institutions; or documentation of extended skills training from an authorized training agency of another state or country; and
 - (c) successful completion of any EMS Board approved written and practical examinations.
 - (d) submit the appropriate application forms and fees, if applicable, to the Division of Emergency Medical Services.
- (9) Out-of-state requirements for License of federal or ex-federal employees. Any EMT or EMT-Paramedic who has successfully completed an approved U.S. Department of Transportation EMT Basic or EMT Paramedic course while employed with the federal government and who holds current certification from National Registry of Emergency Medical Technicians for the Emergency Medical Technician-Basic or Emergency Medical Technician- Paramedic may apply for Tennessee EMT or EMT-Paramedic license by complying with the following:
 - (a) conform to all license requirements for Tennessee Emergency Medical Technicians or EMT-Paramedics; and
 - (b) submit appropriate documentation of extended skills training conducted by an authorized instructor of a Tennessee Accredited EMS Training Institution; or documentation of extended skills training from a federally approved training agency; and
 - (c) submit the appropriate application forms and fees, if applicable, to the Division of Emergency Medical Services.
- (10) Personnel licensed by the Department, upon a change of name or address shall notify the Division of Emergency Medical Services in writing within thirty (30) days of such change. Notifications for renewal or disciplinary action shall be posted to the address listed on file with the Division and, unless returned by the post office, shall constitute effective notice for renewal or action upon license status. Return by the post office shall be interpreted as a willful violation for failure to retain a current address on file.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-140-504, 68-140-508, 68-140-509, and 68-140-518.

Subparagraph (a) of paragraph (4) of rule 1200-12-1-.06 Schedule of Fees is amended by adding a new license fee for Emergency Medical Technician – Paramedic Critical Care as a new part, so that as amended the subparagraph shall read:

(4) Emergency Medical Services Personnel Fees – Personnel applying for licensure, certification, authorization, renewal, or reinstatement shall remit application processing and license fees as follows.

(a) Fees for licensed personnel

	Application	License
1. Emergency Medical Technican –Basic	\$50.00	\$75.00
2. Emergency Medical Technican –Basic -IV	\$70.00	\$80.00
3. Emergency Medical Tech. – Paramedic	\$75.00	\$100.00
4. Emergency Medical Tech. Paramedic Critical Care -- Initial Application for Endorsement	\$75.00	
5. Initial Instructor Authorization	\$35.00	

Authority: T.C.A. §§ 4-5-202, 4-5-204, 68-140-504, 68-140-506, 68-39-508, and 68-140-517.

Legal Contact:

Juanita Presley
Assistant General Counsel
Office of the General Counsel
Department of Health
William Snodgrass Tower, 26th Floor
312 Eighth Avenue North
Nashville, TN 37247-0120
Telephone (615) 741-1611

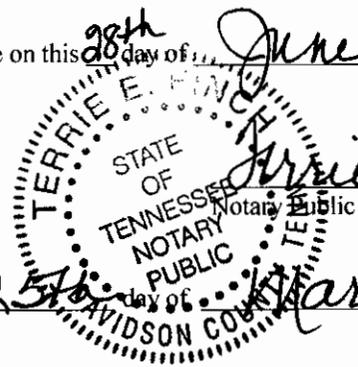
Contact for disk acquisition and/or party who will approve final copy for publications:

Richard F. Land, Director
Ambulance Service Licensure and Regulation
Division of Emergency Medical Services
First Floor, Cordell Hull Building
425 Fifth Avenue North
Nashville, TN 37247-0701
Telephone (615) 741-2584

I certify this is an accurate and complete representation of the intent and scope of rulemaking proposed by the Division of Emergency Medical Services.

Joseph B. Phillips
Joseph B. Phillips, Director
Emergency Medical Services

Subscribed and sworn to before me on this 28th day of June, 20 05



Terrie E. Finch
Notary Public

My commission expires on the 25th day of March, 20 06.

The notice of rulemaking set out herein was properly filed in the Department of State on the 29th day of June, 20 05.

Riley C. Darnell
Riley C. Darnell
Secretary of State

By: Muller

RECEIVED
2005 JUN 29 PM 4:01
SECRETARY OF STATE
PUBLICATIONS