

**As Passed by the Senate**

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**Am. Sub. H. B. No. 375**

**Representatives Flowers, McGregor, J., Evans, D., Brown, Willamowski,  
Allen, Setzer, Patton, T., Stewart, D., Blessing, Cassell, Collier, Combs,  
Domenick, Fende, Hagan, Hughes, Mitchell, Otterman, Reidelbach, Smith, G.,  
Widener, Williams, Wolpert, Yuko  
Senators Cates, Kearney, Fedor**

—

**A B I L L**

To amend sections 513.10, 749.18, 4765.05, 4765.11, 1  
4765.16, 4766.01, 4766.03, 4766.04, 4766.06, 2  
4766.07, and 4766.17 and to enact sections 3  
4765.101, 4765.102, 4765.111, 4765.112, 4765.113, 4  
4765.114, 4765.115, and 4765.116 of the Revised 5  
Code concerning the authority of the State Board 6  
of Emergency Medical Services to suspend 7  
certificates to practice emergency medical 8  
services, revisions to the law governing air 9  
medical transportation, and qualifications and 10  
residency requirements for members of a municipal 11  
hospital board of governors. 12

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

**Section 1.** That sections 513.10, 749.18, 4765.05, 4765.11, 13  
4765.16, 4766.01, 4766.03, 4766.04, 4766.06, 4766.07, and 4766.17 14  
be amended and sections 4765.101, 4765.102, 4765.111, 4765.112, 15  
4765.113, 4765.114, 4765.115, and 4765.116 of the Revised Code be 16  
enacted to read as follows: 17

Sec. 513.10. ~~Where~~ If an agreement under section 513.08 of 18  
the Revised Code provides for representation of a joint township 19  
hospital district, or of a county, on the board of hospital 20  
commissioners or board of governors of a municipal hospital, or 21  
both, ~~such the~~ representatives of the district shall be appointed 22  
by the joint township district hospital board and shall be 23  
electors of the district, ~~and~~; in the case of a county, ~~such the~~ 24  
representatives of the county shall be appointed by the board of 25  
county commissioners and shall be electors of the county, or of an 26  
adjacent county; and, in the case of membership on the board of 27  
governors, at least one ~~such~~ elector, so appointed, shall be a 28  
doctor of medicine. In the case of a joint township hospital 29  
district, not more than one elector from any township included in 30  
the district shall be appointed to either board unless each ~~such~~ 31  
township has first had an elector ~~thereof~~ of that township 32  
appointed to ~~such that~~ board. 33

District or county representatives appointed to ~~such a~~ board 34  
of hospital commissioners shall serve until the duties of the 35  
board, pursuant to sections 749.06 to 749.14, ~~inclusive~~, of the 36  
Revised Code, have terminated. 37

District or county representatives on the board of governors 38  
of ~~such a~~ municipal hospital shall be appointed in the following 39  
manner: 40

(A) When the terms of the members presently holding office 41  
expire, of those first appointed thereafter: 42

(1) One shall be appointed for a term of one year~~+~~. 43

(2) One shall be appointed for a term of two years~~+~~. 44

(3) One shall be appointed for a term of three years~~+~~. 45

(4) If ~~there are~~ more than three are to be appointed, the 46  
remaining appointments shall be for a term of four years. 47

(B) Thereafter, as the respective terms expire, appointments 48  
shall be made in each case for a term of four years. 49

(C) Any vacancy shall be filled by appointment in like manner 50  
for the unexpired term of the original appointment. 51

The joint township district hospital board, or the board of 52  
county commissioners, ~~may~~, by a majority vote of its members, may 53  
remove any appointee to either board, for good and sufficient 54  
cause, after a hearing upon written charges. 55

**Sec. 749.18.** ~~where~~ If an agreement under section 749.16 of 56  
the Revised Code concerns or includes participation of a joint 57  
township hospital district, or of a county, in the maintenance and 58  
operation of a municipal hospital, the municipal corporation may 59  
establish a board of governors to exercise, subject to such 60  
further limitations as are imposed by the agreement, the powers 61  
vested in the board of hospital commissioners, provided that any 62  
such limitations shall not deny the board of governors the 63  
authority to retain counsel, to institute legal action in its own 64  
name, or to employ any other lawful means, for the collection of 65  
delinquent accounts. The board of governors may include in its 66  
membership ~~such~~ representatives of ~~the~~ a participating district 67  
who are electors of the district, or of ~~the~~ a participating county 68  
who are electors of that county or an adjacent county, as are 69  
provided for in ~~such~~ the agreement. ~~The~~ 70

Except as otherwise provided in this section, the municipal 71  
members of the board of governors shall consist of the mayor, who 72  
by virtue of that office shall be its president, and four resident 73  
freeholders of the municipal corporation, at least one of whom 74  
shall be a doctor of medicine, to be appointed by the mayor with 75  
the consent of the legislative authority. However, if necessary to 76  
secure qualified individuals to serve on the board of governors, 77  
the municipal members of the board may be residents of the county 78

in which the municipal corporation is located or of an adjacent 79  
county. The term of office of ~~such~~ those municipal members shall 80  
be as provided in section 749.05 of the Revised Code. ~~The~~ 81

The board ~~shall~~ of governors, subject to the terms of the 82  
agreement, shall establish ~~such~~ regulations and elect ~~such~~ 83  
officers, other than president, as its members determine. The 84  
members shall be entitled to ~~such~~ the compensation for their 85  
services ~~as is~~ provided by the agreement. 86

**Sec. 4765.05.** (A) As used in this section, "prehospital 87  
emergency medical services" means an emergency medical services 88  
system that provides medical services to patients who require 89  
immediate assistance, because of illness or injury, prior to their 90  
arrival at an emergency medical facility. 91

(B) The state board of emergency medical services shall 92  
divide the state geographically into prehospital emergency medical 93  
services regions for purposes of overseeing the delivery of adult 94  
and pediatric prehospital emergency medical services. ~~These~~ 95  
~~regions shall consist of the same geographic regions as the health~~ 96  
~~service areas designated by the director of health under section~~ 97  
~~3702.58 of the Revised Code.~~ For each prehospital emergency 98  
medical services region, the state board of emergency medical 99  
services shall appoint either a physician to serve as the regional 100  
director or a physician advisory board to serve as the regional 101  
advisory board. The state board of emergency medical services 102  
shall specify the duties of each regional director and regional 103  
advisory board. Regional directors and members of regional 104  
advisory boards shall serve without compensation, but shall be 105  
reimbursed for actual and necessary expenses incurred in carrying 106  
out duties as regional directors and members of regional advisory 107  
boards. 108

(C) Nothing in this section shall be construed to limit in 109

any way the ability of a hospital to determine the market area of 110  
that hospital. 111

Sec. 4765.101. (A) The state board of emergency medical 112  
services shall investigate any allegation that a person has 113  
violated this chapter or a rule adopted under it. 114

Any person may submit to the board a written complaint 115  
regarding an alleged violation of this chapter or a rule adopted 116  
under it. In the absence of fraud or bad faith, no person 117  
submitting a complaint to the board or testifying in an 118  
adjudication hearing conducted in accordance with Chapter 119. of 119  
the Revised Code with regard to such an alleged violation shall be 120  
liable to any person in damages in a civil action as a result of 121  
submitting the complaint or providing testimony. 122

(B) In investigating an allegation, the board may do any of 123  
the following: 124

(1) Administer oaths; 125

(2) Order the taking of depositions; 126

(3) Issue subpoenas; 127

(4) Compel the attendance of witnesses and production of 128  
books, accounts, papers, records, documents, and testimony. 129

(C) A subpoena for patient record information shall not be 130  
issued without consultation with the attorney general's office and 131  
approval of the executive director of the board. Before issuance 132  
of a subpoena for patient record information, the executive 133  
director shall determine whether there is probable cause to 134  
believe that the complaint filed alleges a violation of this 135  
chapter or any rule adopted under it and that the records sought 136  
are relevant to the alleged violation and material to the 137  
investigation. The subpoena may apply only to records that cover a 138  
reasonable period of time surrounding the alleged violation. 139

(D) On failure to comply with any subpoena issued by the 140  
board and after reasonable notice to the person being subpoenaed, 141  
the board may move, pursuant to the Rules of Civil Procedure, for 142  
an order compelling the production of persons or records. 143

(E) A subpoena issued by the board may be served by a 144  
sheriff, the sheriff's deputy, or an investigator for the division 145  
of emergency medical services of the department of public safety. 146  
Service of a subpoena issued by the board may be made by 147  
delivering a copy of the subpoena to the person named in it, 148  
reading it to the person, or leaving it at the person's usual 149  
place of residence. When the person being served is an individual 150  
authorized by this chapter to practice emergency medical services, 151  
service of the subpoena may be made by certified mail, restricted 152  
delivery, return receipt requested, and the subpoena shall be 153  
deemed served on the date delivery is made or on the date that the 154  
person refuses to accept delivery. 155

**Sec. 4765.102.** (A) As used in this section, "licensing 156  
agency" means any entity that has the authority pursuant to Title 157  
XLVII of the Revised Code to issue a license, and any other agency 158  
of this or another state, other than the Ohio supreme court, that 159  
has the authority to issue a license that authorizes an individual 160  
to engage in an occupation or profession. "Licensing agency" 161  
includes an administrative officer that has authority to issue a 162  
license that authorizes an individual to engage in an occupation 163  
or profession. 164

(B) Except as provided in divisions (C) and (D) of this 165  
section and section 4765.111 of the Revised Code, all information 166  
the state board of emergency medical services receives pursuant to 167  
an investigation, including information regarding an alleged 168  
violation of this chapter or rules adopted under it or a complaint 169  
submitted under division (A) of section 4765.101 of the Revised 170

Code, is confidential, and is not subject to discovery in any 171  
civil action, during the course of the investigation and any 172  
adjudication proceedings that result from the investigation. Upon 173  
completion of the investigation and any resulting adjudication 174  
proceedings, the information is a matter of public record for 175  
purposes of section 149.43 of the Revised Code. 176

(C) The board may release information otherwise made 177  
confidential by division (B) of this section to law enforcement 178  
officers or licensing agencies of this or another state that are 179  
prosecuting, adjudicating, or investigating the holder of a 180  
certificate issued under this chapter or a person who allegedly 181  
engaged in the unauthorized provision of emergency medical 182  
services. 183

A law enforcement officer or licensing agency with 184  
information disclosed by the board under this division shall not 185  
divulge the information other than for the purpose of an 186  
adjudication by a court or licensing agency to which the subject 187  
of the adjudication is a party. 188

(D) If an investigation conducted under section 4765.101 of 189  
the Revised Code requires a review of patient records, the 190  
investigation and proceedings related to it shall be conducted in 191  
such a manner as to protect patient confidentiality. The board 192  
shall not make public the name or any other identifying 193  
information about a patient unless proper consent is given in 194  
accordance with rules adopted by the board. If the patient is less 195  
than eighteen years of age, the board shall obtain consent from 196  
the patient's parent, guardian, or custodian. 197

**Sec. 4765.11.** (A) The state board of emergency medical 198  
services shall adopt, and may amend and rescind, rules in 199  
accordance with Chapter 119. of the Revised Code and division (C) 200  
of this section that establish all of the following: 201

(1) Procedures for its governance and the control of its actions and business affairs;	202 203
(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;	204 205 206 207
(3) Application fees for certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice, which shall be deposited into the trauma and emergency medical services fund created in section 4513.263 of the Revised Code;	208 209 210 211 212
(4) Criteria for determining when the application or renewal fee for a certificate to practice may be waived because an applicant cannot afford to pay the fee;	213 214 215
(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;	216 217 218 219 220 221
(6) Procedures for suspending or revoking certificates of accreditation, certificates of approval, certificates to teach, and certificates to practice;	222 223 224
(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;	225 226 227 228
(8) Procedures for taking disciplinary action against a first responder, EMT-basic, EMT-I, or paramedic;	229 230
(9) Standards for certificates of accreditation and	231



certificates of approval;	232
(10) Qualifications for certificates to teach;	233
(11) Requirements for a certificate to practice;	234
(12) The curricula, number of hours of instruction and	235
training, and instructional materials to be used in adult and	236
pediatric emergency medical services training programs and adult	237
and pediatric emergency medical services continuing education	238
programs;	239
(13) Procedures for conducting courses in recognizing	240
symptoms of life-threatening allergic reactions and in calculating	241
proper dosage levels and administering injections of epinephrine	242
to adult and pediatric patients who suffer life-threatening	243
allergic reactions;	244
(14) Examinations for certificates to practice;	245
(15) Procedures for administering examinations for	246
certificates to practice;	247
(16) Procedures for approving examinations that demonstrate	248
competence to have a certificate to practice renewed without	249
completing an emergency medical services continuing education	250
program;	251
(17) Procedures for granting extensions and exemptions of	252
emergency medical services continuing education requirements;	253
(18) Procedures for approving the additional emergency	254
medical services first responders are authorized by division (C)	255
of section 4765.35 of the Revised Code to perform, EMTs-basic are	256
authorized by division (C) of section 4765.37 of the Revised Code	257
to perform, EMTs-I are authorized by division (B)(5) of section	258
4765.38 of the Revised Code to perform, and paramedics are	259
authorized by division (B)(6) of section 4765.39 of the Revised	260
Code to perform;	261

(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;	262 263 264 265
(20) Procedures for administering the emergency medical services grant program established under section 4765.07 of the Revised Code;	266 267 268
(21) Procedures consistent with Chapter 119. of the Revised Code for appealing decisions of the board;	269 270
(22) Minimum qualifications and peer review and quality improvement requirements for persons who provide medical direction to emergency medical service personnel;	271 272 273
<u>(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;</u>	274 275 276 277
<u>(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.</u>	278 279 280 281
(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:	282 283 284
(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;	285 286 287
(2) Standards and procedures for implementing any of the recommendations made by any committees of the board or under section 4765.57 of the Revised Code;	288 289 290
(3) Requirements that a person must meet to receive a	291

certificate to practice as a first responder pursuant to division 292  
(A)(2) of section 4765.30 of the Revised Code; 293

(4) Any other rules necessary to implement this chapter. 294

(C) In developing and administering rules adopted under this 295  
chapter, the state board of emergency medical services shall 296  
consult with regional directors and regional physician advisory 297  
boards created by section 4765.05 of the Revised Code and 298  
emphasize the special needs of pediatric and geriatric patients. 299

(D) Except as otherwise provided in this division, before 300  
adopting, amending, or rescinding any rule under this chapter, the 301  
board shall submit the proposed rule to the director of public 302  
safety for review. The director may review the proposed rule for 303  
not more than sixty days after the date it is submitted. If, 304  
within this sixty-day period, the director approves the proposed 305  
rule or does not notify the board that the rule is disapproved, 306  
the board may adopt, amend, or rescind the rule as proposed. If, 307  
within this sixty-day period, the director notifies the board that 308  
the proposed rule is disapproved, the board shall not adopt, 309  
amend, or rescind the rule as proposed unless at least twelve 310  
members of the board vote to adopt, amend, or rescind it. 311

This division does not apply to an emergency rule adopted in 312  
accordance with section 119.03 of the Revised Code. 313

Sec. 4765.111. Except as provided in this section or sections 314  
4765.112 to 4765.116 of the Revised Code, the state board of 315  
emergency medical services shall conduct disciplinary proceedings 316  
regarding the holder of a certificate issued under this chapter in 317  
accordance with rules adopted by the board under section 4765.11 318  
of the Revised Code. 319

The board and a holder of a certificate are the parties to a 320  
hearing conducted under this chapter. Either party may submit a 321

written request to the other party for a list of witnesses and  
copies of documents intended to be introduced at the hearing. The  
request shall be in writing and shall be served not less than  
thirty-seven days prior to the commencement of the hearing, unless  
the hearing officer or presiding board member grants an extension  
of time to make the request. Not later than thirty days before the  
hearing, the responding party shall provide the requested list of  
witnesses and copies of documents to the requesting party, unless  
the hearing officer or presiding board member grants an extension  
of time to provide the list and copies.

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Failure to timely provide a list or copies requested in  
accordance with this section shall result in exclusion from the  
hearing of the witnesses, testimony, or documents.

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**Sec. 4765.112.** (A) The state board of emergency medical  
services, by an affirmative vote of the majority of its members,  
may suspend without a prior hearing a certificate to practice  
issued under this chapter if the board determines that there is  
clear and convincing evidence that continued practice by the  
certificate holder presents a danger of immediate and serious harm  
to the public and that the certificate holder has done any of the  
following:

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(1) Furnished false, fraudulent, or misleading information to  
the board;

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(2) Engaged in activities that exceed those permitted by the  
individual's certificate;

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(3) In a court of this or any other state or federal court  
been convicted of, pleaded guilty to, or been the subject of a  
judicial finding of guilt of, a judicial finding of guilt  
resulting from a plea of no contest to, or a judicial finding of  
eligibility for intervention in lieu of conviction for, a felony

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or for a misdemeanor committed in the course of practice or 352  
involving gross immorality or moral turpitude. 353

(B) Immediately following the decision to impose a summary 354  
suspension, the board, in accordance with section 119.07 of the 355  
Revised Code, shall issue a written order of suspension, cause it 356  
to be delivered to the certificate holder, and notify the 357  
certificate holder of the opportunity for a hearing. If timely 358  
requested by the certificate holder, a hearing shall be conducted 359  
in accordance with section 4765.115 of the Revised Code. 360

**Sec. 4765.113.** If the state board of emergency medical 361  
services imposes a suspension on the basis of a conviction, 362  
judicial finding, or plea as described in division (A)(3) of 363  
section 4765.112 of the Revised Code that is overturned on appeal, 364  
the certificate holder, on exhaustion of the criminal appeal 365  
process, may file with the board a petition for reconsideration of 366  
the suspension along with appropriate court documents. On receipt 367  
of the petition and documents, the board shall reinstate the 368  
certificate holder's certificate to practice. 369

**Sec. 4765.114.** (A) A certificate to practice emergency 370  
medical services issued under this chapter is automatically 371  
suspended on the certificate holder's conviction of, plea of 372  
guilty to, or judicial finding of guilt of any of the following: 373  
aggravated murder, murder, voluntary manslaughter, felonious 374  
assault, kidnapping, rape, sexual battery, gross sexual 375  
imposition, aggravated arson, aggravated burglary, aggravated 376  
robbery, or a substantially equivalent offense committed in this 377  
or another jurisdiction. Continued practice after the suspension 378  
is practicing without a certificate. 379

(B) If the state board of emergency medical services has 380  
knowledge that an automatic suspension has occurred, it shall 381

notify, in accordance with section 119.07 of the Revised Code, the 382  
certificate holder of the suspension and of the opportunity for a 383  
hearing. If timely requested by the certificate holder, a hearing 384  
shall be conducted in accordance with section 4765.115 of the 385  
Revised Code. 386

Sec. 4765.115. (A) A suspension order issued under section 387  
4765.112 or automatic suspension under section 4765.114 of the 388  
Revised Code is not subject to suspension by a court prior to a 389  
hearing under this section or during the pendency of any appeal 390  
filed under section 119.12 of the Revised Code. 391

(B) A suspension order issued under section 4765.112 or 392  
automatic suspension under section 4765.114 of the Revised Code 393  
remains in effect, unless reversed by the state board of emergency 394  
medical services, until a final adjudication order issued by the 395  
board pursuant to this section becomes effective. 396

(C) Hearings requested pursuant to section 4765.112 or 397  
4765.114 of the Revised Code shall be conducted under this section 398  
in accordance with Chapter 119. of the Revised Code. 399

(D) A hearing under this section shall be held not later than 400  
forty-five days but not earlier than forty days after the 401  
certificate holder requests it, unless another date is agreed to 402  
by the certificate holder and the board. 403

(E) After completion of an adjudication hearing, the board 404  
may adopt, by an affirmative vote of the majority of its members, 405  
a final adjudication order that imposes any of the following 406  
sanctions: 407

(1) Suspension of the holder's certificate to practice; 408

(2) Revocation of the holder's certificate to practice; 409

(3) Issuance of a written reprimand; 410

(4) A refusal to renew or a limitation on the holder's certificate to practice. 411  
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The board shall issue its final adjudication order not later than forty-five days after completion of an adjudication hearing. If the board does not issue a final order within that time period, the suspension order is void, but any final adjudication order subsequently issued is not affected. 413  
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(F) Any action taken by the board under this section resulting in a suspension from practice shall be accompanied by a written statement of the conditions under which the certificate to practice may be reinstated. Reinstatement of a certificate suspended under this section requires an affirmative vote by the majority of the members of the board. 418  
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(G) When the board revokes or refuses to reinstate a certificate to practice, the board may specify that its action is permanent. An individual subject to permanent action taken by the board is forever ineligible to hold a certificate of the type revoked or refused, and the board shall not accept from the individual an application for reinstatement of the certificate or for a new certificate. 424  
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**Sec. 4765.116.** If a certificate holder subject to a suspension order issued by the state board of emergency medical services under section 4765.112 or an automatic suspension order under section 4765.114 of the Revised Code fails to make a timely request for a hearing, the following apply: 431  
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(A) In the case of a certificate holder subject to a summary suspension order, the board is not required to hold a hearing, but may adopt, by an affirmative vote of a majority of its members, a final order that contains the board's findings. In the final order, the board may order any of the sanctions listed in division 436  
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(E) of section 4765.115 of the Revised Code. 441

(B) In the case of a certificate holder subject to an 442  
automatic suspension order, the board may adopt, by an affirmative 443  
vote of a majority of its members, a final order that permanently 444  
revokes the holder's certificate to practice. 445

**Sec. 4765.16.** (A) All courses offered through an emergency 446  
medical services training program or an emergency medical services 447  
continuing education program, other than ambulance driving, shall 448  
be developed under the direction of a physician who specializes in 449  
emergency medicine. Each course that deals with trauma care shall 450  
be developed in consultation with a physician who specializes in 451  
trauma surgery. ~~Each~~ Except as specified by the state board of 452  
emergency medical services pursuant to rules adopted under section 453  
4765.11 of the Revised Code, each course offered through a 454  
training program or continuing education program shall be taught 455  
by a person who holds the appropriate certificate to teach issued 456  
under section 4765.23 of the Revised Code. 457

(B) A training program for first responders shall meet the 458  
standards established in rules adopted by the ~~state board of~~ 459  
~~emergency medical services~~ under section 4765.11 of the Revised 460  
Code. The program shall include courses in both of the following 461  
areas for at least the number of hours established by the board's 462  
rules: 463

(1) Emergency victim care; 464

(2) Reading and interpreting a trauma victim's vital signs. 465

(C) A training program for emergency medical 466  
technicians-basic shall meet the standards established in rules 467  
adopted by the board under section 4765.11 of the Revised Code. 468  
The program shall include courses in each of the following areas 469  
for at least the number of hours established by the board's rules: 470



- (1) Emergency victim care; 471
- (2) Reading and interpreting a trauma victim's vital signs; 472
- (3) Triage protocols for adult and pediatric trauma victims; 473
- (4) In-hospital training; 474
- (5) Clinical training; 475
- (6) Training as an ambulance driver. 476

Each operator of a training program for emergency medical 477  
technicians-basic shall allow any pupil in the twelfth grade in a 478  
secondary school who is at least seventeen years old and who 479  
otherwise meets the requirements for admission into such a 480  
training program to be admitted to and complete the program and, 481  
as part of the training, to ride in an ambulance with emergency 482  
medical technicians-basic, emergency medical 483  
technicians-intermediate, and emergency medical 484  
technicians-paramedic. Each emergency medical service organization 485  
shall allow pupils participating in training programs to ride in 486  
an ambulance with emergency medical technicians-basic, advanced 487  
emergency medical technicians-intermediate, and emergency medical 488  
technicians-paramedic. 489

(D) A training program for emergency medical 490  
technicians-intermediate shall meet the standards established in 491  
rules adopted by the board under section 4765.11 of the Revised 492  
Code. The program shall include, or require as a prerequisite, the 493  
training specified in division (C) of this section and courses in 494  
each of the following areas for at least the number of hours 495  
established by the board's rules: 496

- (1) Recognizing symptoms of life-threatening allergic 497  
reactions and in calculating proper dosage levels and 498  
administering injections of epinephrine to persons who suffer 499  
life-threatening allergic reactions, conducted in accordance with 500

rules adopted by the board under section 4765.11 of the Revised	501
Code;	502
(2) Venous access procedures;	503
(3) Cardiac monitoring and electrical interventions to	504
support or correct the cardiac function.	505
(E) A training program for emergency medical	506
technicians-paramedic shall meet the standards established in	507
rules adopted by the board under section 4765.11 of the Revised	508
Code. The program shall include, or require as a prerequisite, the	509
training specified in divisions (C) and (D) of this section and	510
courses in each of the following areas for at least the number of	511
hours established by the board's rules:	512
(1) Medical terminology;	513
(2) Venous access procedures;	514
(3) Airway procedures;	515
(4) Patient assessment and triage;	516
(5) Acute cardiac care, including administration of	517
parenteral injections, electrical interventions, and other	518
emergency medical services;	519
(6) Emergency and trauma victim care beyond that required	520
under division (C) of this section;	521
(7) Clinical training beyond that required under division (C)	522
of this section.	523
(F) A continuing education program for first responders,	524
EMTs-basic, EMTs-I, or paramedics shall meet the standards	525
established in rules adopted by the board under section 4765.11 of	526
the Revised Code. A continuing education program shall include	527
instruction and training in subjects established by the board's	528
rules for at least the number of hours established by the board's	529

rules. 530

**Sec. 4766.01.** As used in this chapter: 531

(A) "Advanced life support" means treatment described in 532  
section 4765.39 of the Revised Code that a paramedic is certified 533  
to perform. 534

(B) "Air medical service organization" means ~~a person that~~ 535  
~~provides air medical transportation to the public~~ an organization 536  
that furnishes, conducts, maintains, advertises, promotes, or 537  
otherwise engages in providing medical services with a rotorcraft 538  
air ambulance or fixed wing air ambulance. 539

(C) "Air medical transportation" ~~is the use of a rotorcraft~~ 540  
~~air ambulance or fixed wing air ambulance to provide~~ 541  
~~transportation and advanced life support to seriously ill,~~ 542  
~~injured, wounded, or otherwise incapacitated or helpless~~ 543  
~~individuals who require use of a stretcher from airport to airport~~ 544  
~~or from an emergency scene to a hospital or other medical care~~ 545  
~~setting~~ means the transporting of a patient by rotorcraft air 546  
ambulance or fixed wing air ambulance with appropriately licensed 547  
and certified medical personnel. 548

(D) "Ambulance" means any motor vehicle that is specifically 549  
designed, constructed, or modified and equipped and is intended to 550  
be used to provide basic life support, intermediate life support, 551  
advanced life support, or mobile intensive care unit services and 552  
transportation upon the streets or highways of this state of 553  
persons who are seriously ill, injured, wounded, or otherwise 554  
incapacitated or helpless. "Ambulance" does not include air 555  
medical transportation or a vehicle designed and used solely for 556  
the transportation of nonstretcher-bound persons, whether 557  
hospitalized or handicapped or whether ambulatory or confined to a 558  
wheelchair. 559

(E) "Ambulette" means a motor vehicle that is specifically 560  
designed, constructed, or modified and equipped and is intended to 561  
be used for transportation upon the streets or highways of this 562  
state of persons who require use of a wheelchair. 563

(F) "Basic life support" means treatment described in section 564  
4765.37 of the Revised Code that an EMT-basic is certified to 565  
perform. 566

(G) "Disaster situation" means any condition or situation 567  
described by rule of the Ohio medical transportation board as a 568  
mass casualty, major emergency, natural disaster, or national 569  
emergency. 570

(H) "Emergency medical service organization" means an 571  
organization that uses EMTs-basic, EMTs-I, or paramedics, or a 572  
combination ~~thereof~~ of EMTs-basic, EMTs-I, and paramedics, to 573  
provide medical care to victims of illness or injury. An emergency 574  
medical service organization includes, but is not limited to, a 575  
commercial ambulance service organization, a hospital, and a 576  
funeral home. 577

(I) "EMT-basic," "EMT-I," and "paramedic" have the same 578  
meanings as in section 4765.01 of the Revised Code. 579

(J) "Fixed wing air ambulance" means a fixed wing aircraft 580  
~~operated~~ that is specifically designed, constructed, or modified 581  
and equipped and is intended to be used as a means of air medical 582  
transportation. 583

(K) "Intermediate life support" means treatment described in 584  
section 4765.38 of the Revised Code that an EMT-I is certified to 585  
perform. 586

(L) "Major emergency" means any emergency event that cannot 587  
be resolved through the use of locally available emergency 588  
resources. 589

(M) "Mass casualty" means an emergency event that results in ten or more persons being injured, incapacitated, made ill, or killed.

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

(O) "Mobile intensive care unit" means an ambulance used only for maintaining specialized or intensive care treatment and used primarily for interhospital transports of patients whose conditions require care beyond the scope of a paramedic as provided in section 4765.39 of the Revised Code.

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

(a) Provides services to the public on a regular basis for the purpose of transporting individuals who require the use of a wheelchair or are confined to a wheelchair to receive health care services at health care facilities or health care practitioners' offices in nonemergency circumstances;

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

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

~~(P) "Mobile intensive care unit" means an ambulance used only for maintaining specialized or intensive care treatment and used primarily for interhospital transports of patients whose conditions require care beyond the scope of a paramedic as~~

~~provided in section 4765.39 of the Revised Code.~~

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(Q) "Nontransport vehicle" means a motor vehicle operated by a licensed emergency medical service organization not as an ambulance, but as a vehicle for providing services in conjunction with the ambulances operated by the organization or other emergency medical service organizations.

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(R) "Patient" means any individual who as a result of illness or injury needs medical attention, whose physical or mental condition is such that there is imminent danger of loss of life or significant health impairment, who may be otherwise incapacitated or helpless as a result of a physical or mental condition, or whose physical condition requires the use of a wheelchair.

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

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**Sec. 4766.03.** (A) The Ohio medical transportation board shall adopt rules, in accordance with Chapter 119. of the Revised Code, implementing the requirements of this chapter. The rules shall include provisions relating to the following:

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(1) Requirements for an emergency medical service organization to receive a permit for an ambulance or nontransport vehicle;

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(2) Requirements for an emergency medical service organization to receive a license as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization;

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(3) Requirements for a nonemergency medical service organization to receive a permit for an ambulance vehicle;

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(4) Requirements for a nonemergency medical service organization to receive a license for an ambulette service;	650 651
(5) Requirements for an air medical service organization to receive a permit for a rotorcraft air ambulance or fixed wing air ambulance;	652 653 654
(6) Requirements for licensure of air medical service organizations;	655 656
(7) Forms for applications and renewals of licenses and permits;	657 658
(8) Requirements for record keeping of service responses made by licensed emergency medical service organizations;	659 660
(9) Fee amounts for licenses and permits, and <u>their</u> renewals thereof;	661 662
(10) Inspection requirements for licensees' vehicles or aircraft, records, and physical facilities;	663 664
(11) Fee amounts for inspections of ambulances, ambulettes, rotorcraft air ambulances, fixed wing air ambulances, and nontransport vehicles;	665 666 667
(12) Requirements for ambulances and nontransport vehicles used by licensed emergency medical service organizations, for ambulette vehicles used by licensed nonemergency medical service organizations, and for rotorcraft air ambulances or fixed wing air ambulances used by licensed air medical service organizations that specify for each type of vehicle or aircraft the types of equipment that must be carried, the communication systems that must be maintained, and the personnel who must staff the vehicle or aircraft;	668 669 670 671 672 673 674 675 676
(13) The level of care each type of emergency medical service organization, nonemergency medical service organization, and air medical service organization is authorized to provide;	677 678 679

(14) Eligibility requirements for employment as an ambulette driver, including grounds for disqualification due to the results of a motor vehicle law violation check, chemical test, or criminal records check. The rule may require that an applicant for employment as an ambulette driver provide a set of fingerprints to law enforcement authorities if the applicant comes under final consideration for employment.

(15) Any other rules that the board determines necessary for the implementation and enforcement of this chapter.

(B) In the rules for ambulances and nontransport vehicles adopted under division (A)(12) of this section, the board may establish requirements that vary according to whether the emergency medical service organization using the vehicles is licensed as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization.

(C) A mobile intensive care unit that is not dually certified to provide advanced life-support and meets the requirements of the rules adopted under this section is not required to carry immobilization equipment, including board splint kits, traction splints, backboards, backboard straps, cervical immobilization devices, cervical collars, ~~stairchairs~~ stair chairs, folding cots, or other types of immobilization equipment determined by the board to be unnecessary for mobile intensive care units.

A mobile intensive care unit is exempt from the emergency medical technician staffing requirements of division (B) of section 4765.43 of the Revised Code when it is staffed by at least one physician or registered nurse and another person, designated by a physician, who holds a valid license or certificate to practice in a health care profession, and when at least one of the persons staffing the mobile intensive care unit is a registered nurse whose training meets or exceeds the training required for a



paramedic.

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**Sec. 4766.04.** (A) Except as otherwise provided in this chapter, no person shall furnish, operate, conduct, maintain, advertise, engage in, or propose or profess to engage in the business or service in this state of transporting persons who are seriously ill, injured, or otherwise incapacitated or who require the use of a wheelchair or are confined to a wheelchair unless the person is licensed pursuant to this section.

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(B) To qualify for a license as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization, an emergency medical service organization shall do all of the following:

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(1) Apply for a permit for each ambulance and nontransport vehicle owned or leased as provided in section 4766.07 of the Revised Code;

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(2) Meet all requirements established in rules adopted by the Ohio medical transportation board regarding ambulances and nontransport vehicles, including requirements pertaining to equipment, communications systems, staffing, and level of care the particular organization is permitted to render;

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(3) Maintain the appropriate type and amount of insurance as specified in section 4766.06 of the Revised Code;

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(4) Meet all other requirements established under rules adopted by the board for the particular license.

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(C) To qualify for a license to provide ambulette service, a nonemergency medical service organization shall do all of the following:

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(1) Apply for a permit for each ambulette owned or leased as provided in section 4766.07 of the Revised Code;

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(2) Meet all requirements established in rules adopted by the Ohio medical transportation board regarding ambulettes, including requirements pertaining to equipment, communication systems, staffing, and level of care the organization is permitted to render;

(3) Maintain the appropriate type and amount of insurance as specified in section 4766.06 of the Revised Code;

(4) Meet all other requirements established under rules adopted by the board for the license.

(D) To qualify for a license to provide air medical transportation, an air medical service organization shall do all of the following:

(1) Apply for a permit for each rotorcraft air ambulance and fixed wing air ambulance owned or leased as provided in section 4766.07 of the Revised Code;

(2) Meet all requirements established in rules adopted by the Ohio medical transportation board regarding rotorcraft air ambulances and fixed wing air ambulances, including requirements pertaining to equipment, communication systems, staffing, and level of care the organization is permitted to render;

(3) Maintain the appropriate type and amount of insurance as specified in section 4766.06 of the Revised Code;

(4) Meet all other requirements established under rules adopted by the board for the license.

(E) An emergency medical service organization that applies for a license as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization; a nonemergency medical service organization that applies for a license to provide ambulette service; or an air medical service organization that applies for a license to provide air medical

transportation shall submit a completed application to the board, 770  
on a form provided by the board for each particular license, 771  
together with the appropriate fees established under section 772  
4766.05 of the Revised Code. The application form shall include 773  
all of the following: 774

(1) The name and business address of the operator of the 775  
organization for which licensure is sought; 776

(2) The name under which the applicant will operate the 777  
organization; 778

(3) A list of the names and addresses of all officers and 779  
directors of the organization; 780

(4) For emergency medical service organizations and 781  
nonemergency medical service organizations, a description of each 782  
vehicle to be used, including the make, model, year of 783  
manufacture, mileage, vehicle identification number, and the color 784  
scheme, insignia, name, monogram, or other distinguishing 785  
characteristics to be used to designate the applicant's vehicle; 786

(5) For air medical service organizations using fixed wing 787  
air ambulances, a description of each aircraft to be used, 788  
including the make, model, year of manufacture, and aircraft ~~Hours~~ 789  
~~meter hour reading~~ hours on airframe; 790

(6) For air medical service organizations using rotorcraft 791  
air ambulances, a description of each aircraft to be used, 792  
including the make, model, year of manufacture, aircraft ~~Hours~~ 793  
~~meter hour reading~~ hours on airframe, aircraft identification 794  
number, and the color scheme, insignia, name, monogram, or other 795  
distinguishing characteristics to be used to designate the 796  
applicant's rotorcraft air ambulance; 797

(7) The location and description of each place from which the 798  
organization will operate; 799

(8) A description of the geographic area to be served by the applicant; 800  
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(9) Any other information the board, by rule, determines necessary. 802  
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(F) Within sixty days after receiving a completed application for licensure as a basic life-support, intermediate life-support, advanced life-support, or mobile intensive care unit organization; an ambulette service; or an air medical service organization, the board shall approve or deny the application. The board shall deny an application if it determines that the applicant does not meet the requirements of this chapter or any rules adopted under it. The board shall send notice of the denial of an application by certified mail to the applicant. The applicant may request a hearing within ten days after receipt of the notice. If the board receives a timely request, it shall hold a hearing in accordance with Chapter 119. of the Revised Code. 804  
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(G) If an applicant or licensee operates or plans to operate an organization in more than one location under the same or different identities, the applicant or licensee shall apply for and meet all requirements for licensure or renewal of a license, other than payment of a license fee or renewal fee, for operating the organization at each separate location. An applicant or licensee that operates or plans to operate under the same organization identity in separate locations shall pay only a single license fee. 816  
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(H) An emergency medical service organization that wishes to provide ambulette services to the public must apply for a separate license under division (C) of this section. 825  
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(I) Each license issued under this section and each permit issued under section 4766.07 of the Revised Code expires one year after the date of issuance and may be renewed in accordance with 828  
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the standard renewal procedures of Chapter 4745. of the Revised 831  
Code, ~~except that a license or permit issued in 1998 or in 1999~~ 832  
~~prior to June 30, 1999, shall expire two years after the date of~~ 833  
~~issuance.~~ An application for renewal shall include the license or 834  
permit renewal fee established under section 4766.05 of the 835  
Revised Code. An applicant for renewal of a permit also shall 836  
submit to the board proof of an annual inspection of the vehicle 837  
or aircraft for which permit renewal is sought. The board shall 838  
renew a license if the applicant meets the requirements for 839  
licensure and shall renew a permit if the applicant and vehicle or 840  
aircraft meet the requirements to maintain a permit for that 841  
vehicle or aircraft. 842

(J) Each licensee shall maintain accurate records of all 843  
service responses conducted. The records shall be maintained on 844  
forms prescribed by the board and shall contain information as 845  
specified by rule by the board. 846

**Sec. 4766.06.** (A)(1) Every emergency medical service 847  
organization and nonemergency medical service organization 848  
licensee under this chapter shall furnish adequate evidence of 849  
liability insurance coverage, in an amount of not less than five 850  
hundred thousand dollars per occurrence and not less than five 851  
hundred thousand dollars in the aggregate, for any cause for which 852  
the licensee would be liable. 853

(2) Every air medical service organization ~~licensee~~ licensed 854  
under this chapter shall furnish adequate evidence of liability 855  
insurance coverage, in an amount not less than twenty million 856  
dollars per occurrence and not less than twenty million dollars in 857  
the aggregate, for any cause for which the licensee would be 858  
liable. 859

(B) In addition to the insurance requirements of division (A) 860  
of this section, every licensee shall carry bodily injury and 861

property damage insurance with solvent and responsible insurers 862  
licensed to do business in this state for any loss or damage 863  
resulting from any occurrence arising out of or caused by the 864  
operation or use of any ambulance, ambulette, rotorcraft air 865  
ambulance, fixed wing air ambulance, or nontransport vehicle. The 866  
insurance shall insure each vehicle or aircraft for the sum of not 867  
less than one hundred thousand dollars for bodily injury to or 868  
death of any one person arising out of any one accident and the 869  
sum of not less than three hundred thousand dollars for bodily 870  
injury to or death of more than one person in any one accident and 871  
for the sum of fifty thousand dollars for damage to property 872  
arising from any one accident. 873

(C) Each policy or contract of insurance issued shall provide 874  
for the payment and satisfaction of any financial judgment entered 875  
against the licensee and any person operating the vehicle or 876  
aircraft and for a thirty-day cancellation notice to the board. 877

**Sec. 4766.07.** (A) ~~Each~~ Except as otherwise provided by rule 878  
of the Ohio medical transportation board, each emergency medical 879  
service organization, nonemergency medical service organization, 880  
and air medical service organization subject to licensure under 881  
this chapter shall possess a valid permit for each ambulance, 882  
ambulette, rotorcraft air ambulance, fixed wing air ambulance, and 883  
nontransport vehicle it owns or leases that is or will be used by 884  
the licensee to perform the services permitted by the license. 885  
Each licensee and license applicant shall submit the appropriate 886  
fee and an application for a permit for each ambulance, ambulette, 887  
rotorcraft air ambulance, fixed wing air ambulance, and 888  
nontransport vehicle to the Ohio medical transportation board on 889  
forms provided by the board. The application shall include 890  
documentation that the vehicle or aircraft meets the appropriate 891  
standards set by the board, that the vehicle or aircraft has been 892

inspected pursuant to division (C) of this section, that the 893  
permit applicant maintains insurance as provided in section 894  
4766.06 of the Revised Code, and that the vehicle or aircraft and 895  
permit applicant meet any other requirements established under 896  
rules adopted by the board. 897

The Ohio medical transportation board may adopt rules in 898  
accordance with Chapter 119. of the Revised Code to authorize the 899  
temporary use of a vehicle or aircraft for which a permit is not 900  
possessed under this section in back-up or disaster situations. 901

(B)(1) Within sixty days after receiving a completed 902  
application for a permit, the board shall issue or deny the 903  
permit. The board shall deny an application if it determines that 904  
the permit applicant, vehicle, or aircraft does not meet the 905  
requirements of this chapter and the rules adopted under it that 906  
apply to permits for ambulances, ambulettes, rotorcraft air 907  
ambulances, fixed wing air ambulances, and nontransport vehicles. 908  
The board shall send notice of the denial of an application by 909  
certified mail to the permit applicant. The permit applicant may 910  
request a hearing within ten days after receipt of the notice. If 911  
the board receives a timely request, it shall hold a hearing in 912  
accordance with Chapter 119. of the Revised Code. 913

(2) If the board issues the vehicle permit for an ambulance, 914  
ambulette, or nontransport vehicle, it also shall issue a decal, 915  
in a form prescribed by rule, to be displayed on the rear window 916  
of the vehicle. The board shall not issue a decal until all of the 917  
requirements for licensure and permit issuance have been met. 918

(3) If the board issues the aircraft permit for a rotorcraft 919  
air ambulance or fixed wing air ambulance, it also shall issue a 920  
decal, in a form prescribed by rule, to be displayed on the left 921  
fuselage aircraft window in a manner that complies with all 922  
applicable federal aviation regulations. The board shall not issue 923

a decal until all of the requirements for licensure and permit  
issuance have been met.

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(C) In addition to any other requirements that the board  
establishes by rule, a licensee or license applicant applying for  
an initial vehicle or aircraft permit under division (A) of this  
section shall submit to the board the vehicle or aircraft for  
which the permit is sought. Thereafter, a licensee shall annually  
submit to the board each vehicle or aircraft for which a permit  
has been issued.

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(1) The board shall conduct a physical inspection of an  
ambulance, ambulette, or nontransport vehicle to determine its  
roadworthiness and compliance with standard motor vehicle  
requirements.

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(2) The board shall conduct a physical inspection of the  
medical equipment, communication system, and interior of an  
ambulance to determine the operational condition and safety of the  
equipment and the ambulance's interior and to determine whether  
the ambulance is in compliance with the federal requirements for  
ambulance construction that were in effect at the time the  
ambulance was manufactured, as specified by the general services  
administration in the various versions of its publication titled  
"federal specification for the star-of-life ambulance,  
KKK-A-1822."

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(3) The board shall conduct a physical inspection of the  
equipment, communication system, and interior of an ambulette to  
determine the operational condition and safety of the equipment  
and the ambulette's interior and to determine whether the  
ambulette is in compliance with state requirements for ambulette  
construction. The board shall determine by rule requirements for  
the equipment, communication system, interior, and construction of  
an ambulette.

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(4) The board shall conduct a physical inspection of the 955  
medical equipment, communication system, and interior of a 956  
rotorcraft air ambulance or fixed wing air ambulance to determine 957  
the operational condition and safety of the equipment and the 958  
aircraft's interior. 959

(5) The board shall issue a certificate to the applicant for 960  
each vehicle or aircraft that passes the inspection and may assess 961  
a fee for each inspection, as established by the board. 962

(6) The board shall adopt rules regarding the implementation 963  
and coordination of inspections. The rules may permit the board to 964  
contract with a third party to conduct the inspections required of 965  
the board under this section. 966

**Sec. 4766.17.** ~~(A)~~ An air medical service organization 967  
licensed under this chapter that uses a rotorcraft or fixed wing 968  
air ambulance shall do both of the following: 969

~~(1)(A)~~ Use at a minimum ~~both of the following to provide~~ 970  
~~advanced life support to seriously ill, injured, wounded, or~~ 971  
~~otherwise incapacitated or helpless individuals who require use of~~ 972  
~~a stretcher.~~ 973

~~(a)~~ A paramedic a physician who holds a current valid license 974  
issued under Chapter 4731. of the Revised Code or registered nurse 975  
who holds a current valid license issued under Chapter 4723. of 976  
the Revised Code, both as defined in section 4765.01 of the 977  
Revised Code. 978

~~(b)~~ One and a paramedic or one other person, designated by 979  
the medical director of the air medical service organization, who 980  
holds a current, valid certificate or license to practice a health 981  
care profession in this state. 982

~~(2)(B)~~ Employ as a medical director an individual who holds a 983  
current, valid certificate issued under Chapter 4731. of the 984

Revised Code authorizing the practice of medicine and surgery or 985  
osteopathic medicine and surgery. 986

~~(B) The medical director employed by a licensed air medical 987  
service organization pursuant to division (A)(2) of this section 988  
is ultimately responsible for the medical care provided to each 989  
patient by the organization. 990~~

**Section 2.** That existing sections 513.10, 749.18, 4765.05, 991  
4765.11, 4765.16, 4766.01, 4766.03, 4766.04, 4766.06, 4766.07, and 992  
4766.17 of the Revised Code are hereby repealed. 993