

OREGON ADMINISTRATIVE RULES  
DEPARTMENT OF HUMAN SERVICES, PUBLIC HEALTH DIVISION  
CHAPTER 333

**DIVISION 265**

**EMERGENCY MEDICAL TECHNICIANS AND FIRST RESPONDERS**

**333-265-0000**

**Definitions**

- (1) "Advanced Emergency Medical Technician (AEMT or Advanced EMT)" means a person who is certified by the Division as an Advanced Emergency Medical Technician.
- (2) "Ambulance Service" means any person, governmental unit, corporation, partnership, sole proprietorship, or other entity that operates ambulances and holds itself out as providing pre-hospital care or medical transportation to sick, injured or disabled persons.
- (3) "Business day" is any day, Monday through Friday, from 8:00 a.m. to 5:00 p.m., except legal state holidays.
- (4) "Candidate" means an applicant that has completed training in an Emergency Medical Technician (EMT) course and has not yet been certified by the Division.
- (5) "Certifying officer" is a person who is responsible for conducting an Emergency Medical Technician (EMT) practical examination in a manner consistent with the standards of the National Registry for EMTs and the Division.
- (6) "Clinical Experience (Clinical)" means those hours of the curriculum that synthesize cognitive and psychomotor skills and are performed under a preceptor. .
- (7) "Continuing Education" means education required as a condition of certification under ORS chapter 682 to maintain the skills necessary for the provision of competent pre-hospital care. Continuing education does not include attending EMS related business meetings, EMS Exhibits or Trade Shows.
- (8) "Didactic Instruction" means the delivery of primarily cognitive material through lecture, video, discussion, and simulation by program faculty.
- (9) "Direct Medical Oversight" means real-time direct communication by a physician who is providing direction to an EMT or First Responder during a patient encounter.
- (10) "Direct Visual Supervision" means that a person qualified to supervise is at the patient's side to monitor the EMT in training.
- (11) "Division" means the Public Health Division, Emergency Medical Services and Trauma Systems Program, within the Department of Human Services.
- (12) "Emergency Care" means the performance of acts or procedures under emergency conditions in the observation, care and counsel of the ill, injured or disabled; in the administration of care or medications as prescribed by a licensed physician, insofar as any of these acts is based upon knowledge and application of the principles of biological, physical and social science as required by a completed course utilizing an approved curriculum in pre-hospital emergency care. However, "emergency care" does not include acts of medical diagnosis or prescription of therapeutic or corrective measures.
- (13) "EMS" means Emergency Medical Services.
- (14) "EMS Medical Director" has the same meaning as "Supervising Physician" in ORS 682.025.

- (15) "Emergency Medical Responder" has the same meaning as "First Responder" in ORS 682.025.
- (16) "Emergency Medical Services (EMS) Agency" means any person, partnership, corporation, governmental agency or unit, sole proprietorship or other entity that utilizes emergency medical technicians or certified First Responders to provide pre-hospital emergency or non-emergency care. An emergency medical services agency may be either an ambulance service or a nontransporting service.
- (17) "Emergency Medical Technician (EMT)" means a person who has received formal training in pre-hospital and emergency care and is state-certified to attend to any ill, injured or disabled person. Police officers, fire fighters, funeral home employees and other personnel serving in a dual capacity, one of which meets the definition of "emergency medical technician" are "emergency medical technicians" within the meaning of ORS chapter 682.
- (18) "EMT-Basic" means a person who is certified by the Division as an EMT-Basic.
- (19) "EMT-Intermediate" means a person who is certified by the Division as an EMT-Intermediate.
- (20) "EMT-Paramedic" means a person who is certified by the Division as an EMT-Paramedic.
- (21) "Exam Evaluator" is a person who attends an EMT practical examination and who objectively observes and records each student's performance consistent with the standards of the National Registry of EMTs.
- (22) "First Responder" means a person who has successfully completed a First Responder training course approved by the Division and:
- (a) Has been examined and certified as a First Responder by an authorized representative of the Division to perform basic emergency and non-emergency care procedures; or
  - (b) Has been otherwise designated as a First Responder by an authorized representative of the Division to perform basic emergency and non-emergency care procedures.
- (23) "Indorsement" means the manner in which a person may obtain Oregon EMT certification when that person is certified in another state and certified with the National Registry of EMTs.
- (24) "In Good Standing" means a person who is currently certified or licensed in Oregon, who does not have any restrictions placed on his or her certificate or license, or who is not on probation with the certifying or licensing agency for any reason.
- (25) "Non-Emergency Care" means the performance of acts or procedures on a patient who is not expected to die, become permanently disabled or suffer permanent harm within the next 24-hours, including but not limited to observation, care and counsel of a patient and the administration of medications prescribed by a physician licensed under ORS chapter 677, insofar as any of those acts are based upon knowledge and application of the principles of biological, physical and social science and are performed in accordance with scope of practice rules adopted by the Oregon Medical Board in the course of providing pre-hospital care as defined by this rule.
- (26) "Patient" means a person who is ill or injured or who has a disability and who is transported in an ambulance.
- (27) "Person" means any individual, corporation, association, firm, partnership, joint stock company, group of individuals acting together for a common purpose, or

organization of any kind and includes any receiver, trustee, assignee, or other similar representatives thereof.

(28) "Pre-hospital Care" means that care rendered by a First Responder or EMT as an incident of the operation of an ambulance as defined by ORS chapter 682 and that care rendered by a First Responder or EMT as an incident of other public or private safety duties, and includes, but is not limited to "emergency care" as defined by ORS chapter 682.

(29) "Preceptor" means a person approved by an accredited teaching institution and appointed by the EMS Agency, who supervises and evaluates the performance of an EMT student during the clinical and field internship phases of an EMT course. A preceptor must be a physician, physician assistant, registered nurse, or EMT with at least two years field experience in good standing at or above the level for which the student is in training.

(30) "Scope of Practice" means the maximum level of emergency or non-emergency care that an EMT may provide that is set forth by the rules adopted by the Oregon Medical Board.

(31) "Skills Lab" means those hours of the curriculum that provides the student with the opportunity to develop the skills for the level of training obtained.

(32) "Standing Orders" means the written protocols that an Emergency Medical Technician or First Responder follows to treat patients when direct contact with a physician is not maintained.

(33) "Successful completion" means having attended 85 percent of the didactic and skills instruction hours (or makeup sessions) and 100 percent of the clinical and field internship hours, and completing all required clinical and internship skills and procedures and meeting or exceeding the academic standards for those skills and procedures.

(34) "Teaching Institution" means a two-year community college or four-year degree granting college or a licensed vocational school that is accredited by the Office of Professional Technical Education, Office of Community College Services/Oregon Department of Education.

(35) "Unprofessional Conduct" has the meaning given that term in ORS 682.025.

(36) "Volunteer" means a person who is not compensated for their time to staff an ambulance or rescue service, but who may receive reimbursement for personal expenses incurred.

Stat. Auth.: ORS 682.025 & 682.215

Stats. Implemented: ORS 682.017 - 682.991

### **333-265-0012**

#### **Requirements for Conducting First Responder Courses**

(1) An ambulance service, emergency medical services, or any other entity in Oregon may conduct First Responder courses that meet the requirements of OAR 333-265-0014.

(2) An entity that wants to conduct a First Responder course must submit an application to the Division on a form prescribed by the Division that includes all the information necessary to determine whether the course meets the Division's standards and whether the course director meets the requirements in OAR 333-265-0018. The form must be received by the Division at least 30 business days prior to the first day of class.

(3) The Division shall return an application that is incomplete to the applicant.

(4) No teaching institution shall conduct a First Responder course until the Division has approved the course.

(5) The Division may deny or revoke the approval to conduct a First Responder course in accordance with ORS 183.310 through 183.550 for failure to comply with OAR chapter 333, division 265.

Stat. Auth.: ORS 682.017, 682.208

Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0014**

#### **EMT and First Responder Course Requirements**

(1) A First Responder course must include:

(a) The Emergency Medical Services, First Responder Training Course, U.S. Dept. of Transportation, National Highway Traffic Safety Administration, 1995, incorporated by reference or a curriculum that meets or exceeds the National Emergency Medical Services Education Standards published by the National Highway Traffic Safety Administration, January 2009 (DOT HS 811 077B);

(b) Didactic and skills instruction; and

(c) A practical and cognitive examination.

(2) An EMT-Basic Course must include:

(a) The EMT-Basic National Standard Curriculum, U.S. Dept. of Transportation, National Highway Traffic Safety Administration, 1994, incorporated by reference or a curriculum that meets or exceeds the National Emergency Medical Services Education Standards published by the National Highway Traffic Safety Administration, January 2009 (DOT HS 811 077B);

(b) Didactic and skills instruction;

(c) Clinical education of at least eight hours in a hospital or acute care department or other appropriate clinical or acute care medical facility where the skills within an EMT-Basic scope of practice are performed under the supervision of a preceptor; and

(d) Prehospital experience of at least eight hours under the supervision of an EMT-Basic or above where the skills within an EMT-Basic scope of practice are performed.

(3) An Advanced EMT course must include:

(a) A curriculum that meets or exceeds the National Emergency Medical Services Education Standards published by the National Highway Traffic Safety Administration, January 2009 (DOT HS 811 077B);

(b) Didactic and skills instruction;

(c) Clinical education in hospital clinical areas where the skills within an Advanced EMT scope of practice are performed under the supervision of a preceptor; and

(d) A field internship that is described in OAR 333-265-0015.

(4) An EMT-Intermediate course must include:

(a) The EMT-Intermediate curriculum, 2006, incorporated by reference;

(b) Didactic and skills instruction;

(c) Clinical experience performed under the supervision of a preceptor of at least eight hours and 20 patient contacts in a hospital emergency department or medical clinic where the skills within an EMT-Intermediate scope of practice are performed under the supervision of a preceptor; and

- (d) Prehospital experience of at least eight hours under the supervision of an EMT-Intermediate or above where the skills within the scope of practice of an EMT-Intermediate are performed.
- (5) An EMT-Paramedic course must include:
- (a) The EMT-Paramedic National Standard Curriculum, U.S. Department of Transportation, National Highway Traffic Safety Administration, 1999, incorporated by reference or a curriculum that meets or exceeds the National Emergency Medical Services Education Standards published by the National Highway Traffic Safety Administration, January 2009 (DOT HS 811 077B);
  - (b) Didactic and skills instruction;
  - (c) Clinical experience in hospital clinical areas where the skills within an EMT-Paramedic scope of practice are performed under the supervision of a preceptor; and
  - (d) A field internship that is described in OAR 333-265-0016.
- (6) All First Responder and EMT courses must include instructions on Oregon statutes and rules governing the EMS system, medical-legal issues, roles and responsibilities of First Responders and EMTs, and EMS professional ethics.
- (7) The Division may deny or revoke course approval in accordance with the provisions of ORS 183.310 through 185.550 for failure to comply with the requirements of this section.
- (8) A person must have a current Oregon EMT-Basic certification or higher at the time of enrollment in an EMT-Intermediate, Advanced EMT or EMT-Paramedic course.
- (9) A person must maintain a current Oregon EMT-Basic certification or higher throughout the interval of the cognitive and practical exams.
- Stat. Auth.: ORS 682.017, 682.208  
Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0015**

#### **Advanced Emergency Medical Technician Field Internships**

- (1) A field internship is required as part of an Advanced EMT course.
- (2) A field internship must provide a student the opportunity to demonstrate the integration of didactic, psychomotor skills, and clinical education necessary to perform the duties of an entry-level AEMT.
- (3) The student must successfully demonstrate a skill in the classroom lab or hospital clinical setting before that skill is performed and evaluated in a field internship.
- (4) During a field internship a student must participate in providing care. All EMS calls shall be under the direct visual supervision of a preceptor. In order for a call to be accepted, the preceptor must document and verify satisfactory student performance, including application of specific assessment and treatment skills required of a certified Advanced EMT.
- (5) For purposes of this section, “EMS call” means a pre-hospital emergency medical services response requiring patient care at the advanced life support level and “ambulance call” means an advanced life support pre-hospital emergency medical services response, which includes dispatch, scene response, patient care while riding in the patient compartment of an ambulance, and participating in specific assessment and treatment skills required of a certified Advanced EMT.

Stat. Auth.: ORS 682.017, 682.208  
Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0016**

#### **Paramedic Field Internships**

- (1) A field internship is required as part of an EMT-Paramedic course.
- (2) A field internship must provide a student the opportunity to demonstrate the integration of didactic, psychomotor skills, and clinical education necessary to perform the duties of an entry-level paramedic.
- (3) The student must successfully demonstrate a skill in the classroom lab or hospital clinical setting before that skill is performed and evaluated in a field internship.
- (4) During a field internship a student must participate in providing care in at least 40 EMS calls with no less than 10 each in cardiac, respiratory, general medical, and trauma emergencies, and with at least 30 of the calls being advanced life support ambulance calls. All EMS calls shall be under the direct visual supervision of a preceptor. In order for a call to be accepted, the preceptor must document and verify satisfactory student performance, including application of specific assessment and treatment skills required of a certified EMT-Paramedic.
- (5) The intern must not be one of the minimum staff required for an ambulance as described in OAR chapter 333, division 250.
- (6) For purposes of this section, “EMS call” means a pre-hospital emergency medical services response requiring patient care at the advanced life support level and “ambulance call” means an advanced life support pre-hospital emergency medical services response, which includes dispatch, scene response, patient care while riding in the patient compartment of an ambulance, and participating in specific assessment and treatment skills required of a certified EMT-Paramedic.

Stat. Auth.: ORS 682.017, 682.208  
Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0018**

#### **Course Director Qualifications for First Responder Courses**

- (1) An ambulance service, emergency medical services agency, or entity that has contracted with the Division to conduct a First Responder course must have a qualified Course Director.
- (2) A First Responder Course Director must:
  - (a) Have appropriate training and experience to fulfill the role and have the credentials that demonstrate such training and experience;
  - (b) Be currently certified in Oregon as an EMT-Basic or higher with three years of pre-hospital care experience and in good standing with the Division, or an EMS medical director;
  - (c) Have a current healthcare provider CPR instructor card or certificate of course completion that meets or exceeds the 2005 American Heart Association ECC guidelines or equivalent standards approved by the Division; and
  - (d) Have successfully completed one of the following:
    - (A) The National Association of EMS Educator Course, developed by the U.S. Department of Transportation, 2002;

(B) The National Fire Protection Association (NFPA) Fire Instructor I or Fire Service Instructor I and II programs developed by the Department of Public Safety and Standards and Training (DPSST);

(C) Have at least 40 hours of the Instructor Development Program offered by the DPSST; or

(D) A minimum of three college credits in adult educational theory and practice or vocational educational theory and practice from an accredited institution of higher learning.

(e) Have participated in a course director program offered by the Division; and

(f) Agree to participate in the course director program updates offered by the Division.

Stat. Auth.: ORS 682.017, 682.208

Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0020**

#### **Approved EMT Course Director**

(1) An Oregon teaching institution conducting EMT-Basic, Advanced EMT, EMT-Intermediate or EMT-Paramedic courses must have program faculty consisting of a designated program director, course medical director, and course directors and may have guest instructors. The number of persons carrying out the responsibilities of conducting an EMT course may vary from program to program. One person, if qualified, may serve in multiple roles.

(2) A course EMS Medical Director must meet the qualifications of a supervising physician as defined in OAR 847-035-0020.

(3) A course director for a specific course must:

(a) Be an EMS Medical Director; or

(b) Hold at least the level of Oregon certification as the course being taught and be in good standing with the Division, and have at least three years of experience at that certification level or higher, and:

(A) Have a current healthcare provider CPR instructor card or certificate of course completion that meets or exceeds the 2005 American Heart Association ECC guidelines or equivalent standards approved by the Division;

(B) Have successfully completed one of the following:

(i) The National Association of EMS Educator Course, developed by the U.S. Department of Transportation, 2002;

(ii) The National Fire Protection Association (NFPA) Fire Instructor I or Fire Service Instructor I and II programs developed by the Department of Public Safety and Standards and Training (DPSST);

(iii) At least 40 hours of the Instructor Development Program offered by the DPSST; or

(iv) A minimum of three college credits in adult educational theory and practice or vocational educational theory and practice from an accredited institution of higher learning;

(C) Participated in the Course Director Program offered by the Division; and

(D) Participated in the Course Director Program updates offered by the Division.

(4) In addition to the Course Director requirements in section (3) of this rule, an EMT-Paramedic Course Director must:

(a) Be an EMS Medical Director and hold a current:

- (A) American Board of Emergency Medicine Certificate; or
  - (B) Advance Cardiac Life Support (ACLS) Instructor certificate and Advance Trauma Life Support certificate or equivalent as approved by the Division; or
  - (b) Be a certified Paramedic in good standing with the Division with at least three years of experience at the certification level and:
    - (A) Possess at least an associate's degree from an accredited institution of higher learning;
    - (B) Hold an Advance Cardiac Life Support (ACLS) Instructor certificate from the American Heart Association or equivalent that has been approved by the Division; and
    - (C) Hold a Basic Trauma Life Support (BTLS) Instructor certificate or equivalent that has been approved by the Division, or a Pre-hospital Trauma Life Support (PHTLS) Instructor certificate or equivalent that has been approved by the Division.
  - (5) A guest instructor must:
    - (a) Be qualified and have the expertise in the specific course subject; and
    - (b) Follow the course curriculum and meet the course objectives for that specific subject.
- Stat. Auth.: ORS 682.017  
Stats. Implemented: ORS 682.017

### **333-265-0022**

#### **Program Administrator and Faculty Responsibilities**

- (1) A Program Administrator is responsible for course planning, the organizing and administration of courses, periodic review of courses, program evaluation, and continued development and effectiveness of courses.
- (2) A course EMS Medical Director shall:
  - (a) Provide medical direction for the didactic, clinical and field internship portions of an EMT course; and
  - (b) Act as the ultimate medical authority regarding course content, procedures and protocols.
- (3) A Course Director for a specific course:
  - (a) Is responsible for course planning and organizing, including scheduling lectures, coordinating and arranging clinical rotations, and field internships;
  - (b) Is the primary instructor, who conducts at least 50 percent of the didactic sessions, unless this requirement is waived by the Division in advance;
  - (c) Must ensure, if guest instructors are used, that the guest instructor is qualified to teach the subject matter, meets requirement set forth in OAR 333-265-0020, and presents lessons that address all objectives identified in the course curriculum for the topic being presented;
  - (d) Must ensure that:
    - (A) On the first day of class each student completes a registration form prescribed by the Division;
    - (B) Each student is informed that failure to complete a registration form will make them ineligible to take the certification exam; and
    - (C) The completed registration forms are collected and submitted to the Division within 21 days of the first day of class.
  - (e) Must have written documentation showing whether a student has successfully completed the course as defined in OAR 333-265-0014.

Stat. Auth.: ORS 682.017

Stats. Implemented: ORS 682.017

### **333-265-0023**

#### **First Responder and EMT Examinations**

- (1) In order to be a First Responder, a candidate must take and pass a cognitive and practical certification examination.
- (2) The First Responder cognitive and practical examinations must be administered by an entity approved by the Division to conduct First Responder courses. An approved entity must use a Division approved cognitive and practical exam. The National Registry of Emergency Medical Technicians cognitive examination for First Responders may also be used.
- (3) EMT-Basic, Advanced Emergency Medical Technician and EMT-Paramedic candidates must complete the cognitive examination designated by the National Registry of EMTs. The fee for this exam must be paid directly to the National Registry of EMTs.
- (4) EMT-Intermediate students must complete a cognitive examination designated by the Division.
- (5) The EMT-Basic and EMT-Intermediate examinations for certification will be administered by a Certifying Officer and hosted by a teaching institution that offers EMT-Basic and EMT-Intermediate courses.
- (6) An Advanced EMT and EMT-Paramedic practical examination is a National Registry of EMTs examination offered at various times during the year by the Division. An Advanced EMT or EMT-Paramedic candidate may also take the appropriate practical examination in any state.
- (7) The Division or the National Registry of EMTs shall establish the passing scores of all cognitive and practical certification examinations.
- (8) An EMT-Basic candidate who fails:
  - (a) Not more than two skill stations of the EMT-Basic practical examination may retest those skill stations failed on the same day with no additional charge by the Division.
  - (b) An EMT-Basic skill station a second time must submit a re-examination fee to the Division and be scheduled through his or her teaching institution to retest any skill station failed.
  - (c) More than two skill stations of the EMT-Basic practical examination must schedule a retest for a separate day through his or her teaching institution, and submit a re-examination fee to the Division.
- (9) An EMT-Intermediate candidate who fails:
  - (a) Not more than three skill stations of the EMT-Intermediate practical examination may retest those skill stations failed on the same day with no additional charge by the Division.
  - (b) An EMT-Intermediate skill station a second time must submit a re-examination fee and be scheduled through the Division to retest any skill station failed.
  - (c) More than three skill stations of the EMT-Intermediate practical examination must schedule a retest for a separate day, and submit a re-examination fee to the Division.
- (10) If a candidate fails either the cognitive or practical examination three times, the candidate must successfully complete a Division approved refresher course for that specific certification level to become eligible to re-enter the certification process.

Following successful completion of a refresher course, a candidate must re-take and pass both the cognitive and practical examination within three additional attempts.

(11) The passing results of the cognitive and practical certification examinations for each level of certification will remain valid for a 12-month period from the date the examination was successfully completed. A candidate not successfully completing the failed portion of an examination within that 12-month period shall be required to repeat the entire cognitive and practical examinations.

(12) A candidate must pass both the cognitive and practical examinations within 24 months after the completion of the required courses.

(13) A candidate who fails the cognitive and practical examination six times or does not complete the examination process within 24 months of the completion date of the initial required courses, must successfully complete the entire EMT course for that certification level and reapply for certification.

(14) The entity providing a cognitive examination must have a policy for the accommodation of a person with a documented learning disability.

(15) No accommodation shall be provided for a practical certification examination.

(16) EMT-Basic and EMT-Intermediate practical examinations must be attended by a Division approved Certifying Officer that:

(a) Is certified in Oregon at least at the level of examination they are administering with at least two years field experience at that level or above and is in good standing with the Division; and

(b) Has completed training offered by the Division explaining the role and responsibilities of a Certifying Officer.

Stat. Auth.: ORS 682.017, ORS 682.208, & ORS 682.216

Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0025**

#### **Application Process to Obtain a First Responder or EMT Certificate**

(1) For any person to act as a First Responder or an EMT a certificate must be obtained from the Division.

(2) An applicant for First Responder must:

(a) Be at least 16 years of age;

(b) Submit proof of successfully completing an approved course, including completion of all clinical and internship requirements, if applicable;

(c) Submit proof of passing the required cognitive and practical examinations;

(d) Submit a completed application on a form prescribed by the Division along with the applicable fee;

(e) Consent to a criminal background check through the Law Enforcement Data System (LEDS), including a nationwide criminal record check by fingerprint identification under the authority of ORS 181.534 and 181.537 if required; and

(f) Provide authorization for the release of information, as necessary, from any persons or entities, including but not limited to educational institutions, employers, hospitals, treatment facilities, institutions, organization, governmental or law enforcement agencies.

(3) An individual who wishes to become certified as an EMT-Basic, Advanced EMT, EMT-Intermediate, or EMT-Paramedic shall:

(a) Be at least 18 years of age;

- (b) Submit a completed application on a form prescribed by the Division along with the applicable fee;
- (c) Submit proof of successfully completing an approved course, including all clinical and internship requirements if applicable;
- (d) Submit proof of passing the required cognitive and practical examinations;
- (e) For an EMT-Basic, Advanced EMT or EMT-Intermediate applicant, submit proof that the applicant received a high school diploma or equivalent or a degree from an accredited institution of higher learning;
- (f) For an EMT-Paramedic applicant submit proof that the applicant has received an associate's degree or higher from an accredited institution of higher learning;
- (g) Consent to a criminal background check through the Law Enforcement Data System (LEDS), including a nationwide criminal record check by fingerprint identification under the authority of ORS 181.534 and 181.537 if required; and
- (h) Provide an authorization for the release of information, as necessary, from any persons or entities, including but not limited to educational institutions, employers, hospitals, treatment facilities, institutions, organizations, governmental or law enforcement agencies in order for the Division to complete the review of the application; and

(i) Submit a fee as set out in OAR 333-265-0030.

(4) EMT-Basic and EMT-Intermediate applications for certification must be received by the Division three weeks prior to the date of the certifying practical examination.

(5) Advanced EMT and EMT-Paramedic applications for certification must be received by the Division four weeks prior to the date of the practical examinations.

(6) Any fee for a criminal background check through LEDS or a nationwide criminal background check shall be the responsibility of the applicant.

(7) An applicant for an initial certification as an EMT or First Responder who completed training in a program outside Oregon and has never been certified in another state, must:

(a) Meet all requirements for that level as established in OAR 333-265-0000 through 333-265-0023;

(b) Demonstrate proof of current National Registry certification; and

(c) Make application within 24 months from the date that their training program was completed, unless an applicant has been on active duty in the military within the last four years and in that case, the application may be submitted more than 24 months from the date the training program was completed.

(8) An initial certification must not exceed 30 months.

(9) If an applicant has been on active duty in the military within the past four years and the applicant can demonstrate proof of current National Registry certification for the level of certification desired, current certification in another state is not mandatory.

(10) The Division may return any application that is incomplete or is not accompanied by the appropriate fee.

Stat. Auth.: ORS 682.017, 682.028 & 682.208

Stats. Implemented: ORS 682.017, 682.028 & 682.208

### **333-265-0030**

#### **Fees for the Certification and Recertification of a First Responder or EMT**

(1) Beginning with the effective date of these rules through June 30, 2011 the following fees apply:

- (a) Initial application for First Responder -- \$35;
- (b) The initial application and same-day practical examination fees for EMTs:
  - (A) EMT-Basic -- \$95;
  - (B) Advanced EMT -- \$95
  - (C) EMT-Intermediate -- \$95; and
  - (D) EMT-Paramedic -- \$250.
- (c) Cognitive re-examination fees for EMT-- Intermediate- \$60.
- (d) Practical re-examination fees:
  - (A) EMT-Basic -- \$40;
  - (B) Advanced EMT -- \$60
  - (C) EMT-Intermediate -- \$60; and
  - (D) EMT-Paramedic -- \$80.
- (e) Indorsement certification fees:
  - (A) First Responder -- \$35;
  - (B) EMT-Basic -- \$95;
  - (C) Advanced EMT -- \$95
  - (D) EMT-Intermediate -- \$95; and
  - (E) EMT-Paramedic -- \$250.
- (f) Provisional certification fee is an additional \$50.
- (g) Recertification fees:
  - (A) Certified First Responder -- \$15;
  - (B) EMT-Basic -- \$40;
  - (C) Advanced EMT -- \$70
  - (D) EMT-Intermediate -- \$65; and
  - (E) EMT-Paramedic -- \$120.

(2) Beginning on July 1, 2011 through June 30, 2013 the following fees apply:

- (a) Initial application for First Responder -- \$40;
- (b) The initial application and same-day practical examination fees for EMTs:
  - (A) EMT-Basic -- \$100;
  - (B) Advanced EMT -- \$110
  - (C) EMT-Intermediate -- \$110; and
  - (D) EMT-Paramedic -- \$275.
- (c) Cognitive re-examination fees for EMT-Intermediate - \$60.
- (d) Practical re-examination fees:
  - (A) EMT-Basic -- \$50;
  - (B) Advanced EMT -- \$75
  - (C) EMT-Intermediate -- \$75; and
  - (D) EMT-Paramedic -- \$95.
- (e) Indorsement certification fees:
  - (A) First Responder -- \$40;
  - (B) EMT-Basic -- \$125;
  - (C) Advanced EMT -- \$150
  - (D) EMT-Intermediate -- \$150; and
  - (E) EMT-Paramedic -- \$300.

- (f) Provisional certification fee is an additional \$50.
- (g) Recertification fees:
  - (A) Certified First Responder -- \$20;
  - (B) EMT-Basic -- \$50;
  - (C) Advanced EMT -- \$80
  - (D) EMT-Intermediate -- \$80; and
  - (E) EMT-Paramedic -- \$140.
- (3) Beginning on July 1, 2013 the following fees apply:
  - (a) Initial application for First Responder -- \$45;
  - (b) The initial application and same-day practical examination fees for EMTs:
    - (A) EMT-Basic -- \$110;
    - (B) Advanced EMT -- \$125
    - (C) EMT-Intermediate -- \$125; and
    - (D) EMT-Paramedic -- \$290.
  - (c) Cognitive re-examination fees for Advanced EMT and EMT-Intermediate - \$60.
  - (d) Practical re-examination fees:
    - (A) EMT-Basic -- \$55;
    - (B) Advanced EMT -- \$85
    - (C) EMT-Intermediate -- \$85; and
    - (D) EMT-Paramedic -- \$100.
  - (e) Indorsement certification fees:
    - (A) First Responder -- \$50;
    - (B) EMT-Basic -- \$140;
    - (C) Advanced EMT -- \$165
    - (D) EMT-Intermediate -- \$165; and
    - (E) EMT-Paramedic -- \$300.
  - (f) Provisional certification fee is an additional \$50.
  - (g) Recertification fees:
    - (A) Certified First Responder -- \$23;
    - (B) EMT-Basic -- \$55;
    - (C) Advanced EMT -- \$85
    - (D) EMT-Intermediate -- \$85; and
    - (E) EMT-Paramedic -- \$150.
- (4) As authorized by ORS 682.216, a recertification application postmarked after May 1 of the recertification year must include a \$40 late fee in addition to the recertification fee.
- (5) If an emergency medical technician or first responder has been on active military duty for more than six months of a recertification period which prevented them from accessing continuing education, the Division may approve an extension of the current certification to permit obtaining the required educational hours.
- (6) An EMS agency or rescue service which utilizes volunteers to provide a majority of its services may request that the Division waive the First Responder or EMT recertification fee for its volunteers by applying for a waiver on forms prescribed by the Division that includes:
  - (a) A statement certifying that the ambulance or rescue service is unable to maintain an adequate number of volunteer First Responders or EMTs due to the required First Responder or EMT recertification fees; and

(b) A copy of a signed agreement between the volunteer service and the volunteer First Responder or EMT is attached to the First Responder's or EMT's application for recertification specifying that the First Responder or EMT:

(A) Is not employed as a First Responder or EMT elsewhere;

(B) Will be affiliated with the volunteer service for the entire upcoming certification period;

(C) Will be scheduled monthly to staff the ambulance or rescue service; and

(D) Will immediately pay the Division the required current First Responder or EMT recertification fee if the First Responder or EMT is not scheduled monthly or is no longer affiliated with a volunteer ambulance or rescue service and wants to remain certified as a First Responder or EMT.

(7) An Oregon-certified First Responder or EMT wishing to obtain a duplicate First Responder or EMT certificate, must submit a written request to the Division in the form required by the Division and pay a fee in the amount of \$25.

(8) All fees established in this section are nonrefundable except that the Division may waive a subsequent examination fee for a person who fails to appear for an examination due to circumstances that are beyond the control of the candidate.

(9) The fees established in sections (1) through (3) of this rule apply to any application submitted on or after the effective date of these rules.

Stat. Auth.: ORS 682.017, 682.212, 682.216

Stats. Implemented: ORS 682.017, 682.212, 682.216

### **333-265-0040**

#### **Certification as a First Responder or EMT**

(1) The Division will review an application for certification as a First Responder or EMT and will conduct a criminal background check.

(2) If there are no issues that arise during the review of the application and the applicant meets all the requirements of ORS chapter 682 and these rules, the Division will grant the applicant a certificate.

(3) If the applicant does not meet the standards for certification or there are criminal history or personal history issues that call into question the ability of the applicant to perform the duties of a certified First Responder or EMT in accordance with ORS chapter 682 or these rules, the Division may deny the applicant on the basis of the information provided in the application, or conduct an additional investigation in accordance with OAR 333-265-0085.

(4) Following an investigation the Division may:

(a) Deny the application;

(b) Grant the application but place the applicant on probation;

(c) Grant the application but place practice restrictions on the applicant; or

(d) Grant the application if the criminal or personal history issues were resolved through the investigation to the Division's satisfaction.

(5) Final actions taken by the Division in denying an applicant, placing an applicant on probation, or by placing restrictions on the applicant's practice shall be done in accordance with ORS chapter 183.

(6) Nothing in this section precludes the Division from taking an action authorized in ORS chapter 682.

- (7) The certificates of First Responders expire on June 30 of even-numbered years.  
(8) The certificates of EMT-Basics, Advanced EMTs, EMT-Intermediates and EMT-Paramedics expire on June 30 of odd-numbered years.

Stat. Auth.: ORS 682.017, 682.208, 682.216

Stats. Implemented: ORS 682.017, 682.208, 682.216

### **333-265-0050**

#### **First Responder and EMT Certification by Indorsement**

(1) A person certified with another state as a First Responder, EMT-Basic, Advanced EMT, EMT-Intermediate, or EMT-Paramedic and registered with the National Registry of EMT's as a First Responder, EMT-Basic, Advanced EMT, EMT-Intermediate I-99, or EMT-Paramedic may apply to the Division for a certificate by indorsement.

(a) A National Registry EMT-Intermediate I-99 may apply for an Oregon EMT-Intermediate certificate by indorsement.

(b) A National Registry EMT-Intermediate I-85 may apply for an EMT-Basic certificate by indorsement.

(2) A person applying for Oregon First Responder or EMT certification by indorsement shall:

(a) Submit a completed application on a form prescribed by the Division along with the applicable nonrefundable fee;

(b) Submit documentation of the First Responder or EMT training which meets or exceeds the requirements for Oregon First Responder or EMT certification at the level of certification for which the person is applying;

(c) If applying for EMT-Paramedic certification by indorsement, submit proof of having received an associate's degree or higher from an accredited institution of higher learning or submit proof of having worked for at least three years out of the last five years as a paramedic in either another state or in the United States military at the National Registry Paramedic level.

(d) Be in good standing with the applicant's current certifying agency and with the National Registry of EMTs; and

(e) Consent to a criminal background check in accordance with OAR 333-265-0025(3).

(3) The Division shall review an application for certification by indorsement and shall conduct a criminal background check.

(4) If there are no issues that arise during the review of the application and the applicant meets all the applicable requirements of ORS chapter 682 and these rules, the Division shall grant the applicant a certificate by indorsement.

(5) If the applicant does not meet the standards for certification, or there are criminal history or personal history issues that call into question the ability of the applicant to perform the duties of a certified first responder or EMT, in accordance with ORS chapter 682 or these rules, the Division may deny the application on the basis of the information provided, or conduct an additional investigation in accordance with OAR 333-265-0085. Following such an investigation the Division may take any action as specified in OAR 333-265-0040(4).

(6) The Division shall be the sole agency authorized to determine equivalency of course work presented from an out of state accredited institution of higher learning.

(7) The Division shall return any application that is incomplete, or can not be verified.

Stat. Auth.: ORS 682.017, 682.216  
Stats. Implemented: ORS 682.017, 682.216

### **333-265-0060**

#### **EMT-Paramedic Provisional Certification**

(1) As authorized by ORS 682.216, the Division may issue a provisional EMT-Paramedic certification to an out-of-state certified EMT-Paramedic who meets the requirements in OAR 333-265-0050, except for the educational requirements in OAR 333-265-0050(3)(a) and is in the process of obtaining an associate's degree or higher from an accredited institution for higher learning.

(2) An applicant shall comply with the application requirements in OAR 333-265-0050 and shall submit:

- (a) A letter of recommendation from the applicant's most recent Medical Director; and
- (b) A letter from the applicant's prospective EMS Medical Director stating that the EMS Medical Director will serve as his or her EMS Medical Director while being provisionally certified.

(3) The Division may return any application that is incomplete, can not be verified, or is not accompanied by the appropriate fee.

(4) An EMT-Paramedic with a provisional certification issued under these rules shall enter into an agreement with the Division and shall submit quarterly reports to the Division describing the certificate holder's progress in obtaining an associate's degree or higher from an accredited institution for higher learning.

(5) An EMT-Paramedic provisional certification shall be revoked if the person:

- (a) Ceases active involvement in emergency medical services;
- (b) Fails to meet the conditions set forth in the agreement;
- (c) Fails to cooperate or actively participate in a request from the Division in order to obtain more information or required materials;
- (d) Has his or her EMT scope of practice revoked or restricted by his or her EMS Medical Director; or
- (e) Does not submit written documentation of the successful completion of any of the educational requirements set out in this rule.

Stat. Auth.: ORS 682.017, 682.216  
Stats. Implemented: ORS 682.017, 682.216

### **333-265-0070**

#### **Certification as an EMT of Any Person in Another State**

(1) Any person who provides pre-hospital emergency or non-emergency care in Oregon must be certified as an Oregon First Responder or EMT and function under a Division-approved EMS Medical Director.

(2) Oregon First Responder or EMT certification is not required when:

- (a) Specifically exempted by ORS 682.035;
- (b) An out-of-state certified EMT is transporting a patient through the state;
- (c) An out-of-state certified EMT is caring for and transporting a patient from an Oregon medical facility to an out-of-state medical facility or other out-of-state location;
- (d) An out-of-state certified EMT is caring for and transporting a patient originating from outside of Oregon to a medical facility or other location in Oregon; or

(e) A disaster or public health emergency has been declared under ORS chapter 401 or ORS chapter 433 and licensing provisions have been waived by the Governor.  
Stat. Auth.: ORS 682.017, 682.204  
Stats. Implemented: ORS 682.017, 682.204

### **333-265-0080**

#### **Reportable Events; Investigations and Discipline of Certificate Holders**

(1) In accordance with ORS 676.150 and using a form prescribed by the Division, First Responders or EMTs must notify the Division of the actions or events listed in section (3) of this rule. Failure to comply with the reporting requirements of this rule may result in disciplinary action against the First Responder or EMT.

(2) A First Responder or EMT who has reasonable cause to believe another First Responder or EMT has engaged in prohibited, dishonorable or unprofessional conduct as defined in ORS 676.150, ORS 682.025 and ORS 682.220 shall report that conduct to the Division without undue delay, within 10 days, after the First Responder or EMT learns of the conduct unless state or federal laws relating to confidentiality or the protection of health information prohibit such a disclosure.

(3) Within 10 days a First Responder or EMT shall report to the Division the following:

(a) Conviction of a misdemeanor or felony;

(b) A felony arrest;

(c) A disciplinary restriction placed on a scope of practice of the certificate holder by the EMS Medical Director;

(d) A legal action being filed against the certificate holder alleging medical malpractice or misconduct;

(e) A physical disability that affects the ability of the certificate holder to meet the Functional Job Analysis, Appendix A of the 1994 EMT-Basic, National Standard Curriculum, incorporated by reference, and the certificate holder continues to respond to calls and is providing patient care; or

(f) A change in mental health which may affect a certificate holder's ability to perform as a certified First Responder or EMT.

(4) State or federal laws relating to confidentiality or the protection of health information that might prohibit a First Responder or EMT from reporting prohibited or unprofessional conduct include but are not limited to:

(a) Public Law 104-191, 42 CFR Parts 160, 162, and 164 (The Health Insurance Portability and Accountability Act, HIPAA);

(b) 42 CFR Part 2 (federal law protecting drug and alcohol treatment information);

(c) ORS 192.518 through 192.529 (state law protecting health information); and

(d) ORS 179.505 (written accounts by health care providers).

Stat. Auth.: ORS 682.017, 682.220, 682.224

Stats. Implemented: ORS 682.017, 682.220, 682.224

### **333-265-0083**

#### **Conduct or Practice Contrary to Recognized Standards of Ethics**

The following list includes, but is not limited to, conduct or practice by a First Responder or EMT that the Division considers to be contrary to the recognized standards of ethics of the medical profession:

- (1) Knowing or willful violation of patient privacy or confidentiality by releasing information to persons not directly involved in the care or treatment of the patient;
- (2) Illegal drug use on or off duty;
- (3) Alcohol use within eight hours of going on duty or while on duty or in an on-call status;
- (4) Violation of direct verbal orders from a physician who is responsible for the care of a patient;
- (5) Violation of orders given by an online medical resource physician, whether delivered by radio or telephone;
- (6) Violation of standing orders without cause and documentation;
- (7) Use of invasive medical procedures in violation of generally accepted standards of the medical community;
- (8) Any action that constitutes a violation of any statute, municipal code, or administrative rule that endangers the public, other public safety officials, other First Responder or EMT, patients, or the general public (including improper operation of an emergency medical vehicle);
- (9) Instructing, causing or contributing to another individual violating a statute or administrative rule, including First Responder or EMT acting in a supervisory capacity;
- (10) Participation in the issuance of false continuing education documents or collaboration therein, including issuing continuing education verification to one who did not legitimately attend an educational event;
- (11) Signing-in to an educational event for a person not actually present;
- (12) Knowingly assisting or permitting another First Responder or EMT to exceed his or her lawful scope of practice;
- (13) Unlawful use of emergency vehicle lights and sirens;
- (14) Providing false or misleading information to the Division, to the State EMS Committee, to the Subcommittee on EMT Certification and Discipline, to an EMS teaching institution or clinical/field internship agency;
- (15) Responding to scenes in which the First Responder or EMT is not properly dispatched ("call-jumping"), whether in a private auto, ambulance, or other vehicle, in contravention of local protocols, procedures, or ordinances, or interfering with the safe and effective operation of an EMS system;
- (16) Cheating on any examination used to measure EMS related knowledge or skills;
- (17) Assisting another person in obtaining an unfair advantage on a First Responder or EMT examination;
- (18) Defrauding the Division;
- (19) Knowingly providing emergency medical care aboard an unlicensed ambulance;
- (20) Violation of the terms of a written agreement with the Division or an order issued by the Division;
- (21) Engaging in any sexual activities, including sexual harassment, that constitutes a crime in Oregon and that may endanger the public or a person providing emergency medical care;
- (22) Arriving for duty impaired or in a condition whereby the First Responder or EMT is likely to become impaired through fatigue, illness, or any other cause, as to make it unsafe for the employee to begin to operate an ambulance or provide patient care;

(23) Failure to cooperate with the Division in an investigation, including failure to comply with a request for records, or a psychological, physical, psychiatric, alcohol or chemical dependency assessment; and

(24) Any violation of these rules or any law, administrative rule, or regulation governing ambulances, First Responder or EMTs, or emergency medical service systems.

Stat. Auth.: ORS 682.017

Stats. Implemented: Oregon Laws 2009, chapter 536

### **333-265-0085**

#### **Investigations**

(1) The Division may conduct an investigation of a First Responder or EMT if:

(a) The Division receives a complaint concerning a First Responder or EMT;

(b) Personal or criminal history questions arise during a review of an application that raise questions about the First Responder or EMT's ability to safely perform the duties of a First Responder or EMT;

(c) A reportable action is received pursuant to OAR 333-265-0080; or

(d) The Division receives information in any manner that indicates a First Responder or EMT has violated ORS chapter 682 or these rules, may be medically incompetent, guilty of prohibited, unprofessional or dishonorable conduct or mentally or physically unable to safely function as a First Responder or EMT.

(2) The Division may investigate the off-duty conduct of a First Responder or EMT to the extent that such conduct may reasonably raise questions about the ability of the First Responder or EMT to perform the duties of a First Responder or EMT in accordance with the standards established by this division.

(3) Upon receipt of a complaint about a First Responder or EMT or applicant, the Division may conduct an investigation as described under ORS 676.165 and 682.220.

Investigations shall be conducted in accordance with ORS 676.175.

(4) The fact that an investigation is conducted by the Division does not imply that disciplinary action will be taken.

(5) During an investigation the Division may do any of the following:

(a) Request additional information from the First Responder or EMT;

(b) Conduct a phone or in-person interview; or

(c) Request or order that the First Responder or EMT undergo a psychological, physical, psychiatric, alcohol or chemical dependency assessment.

Stat. Auth.: ORS 676.165, 676.175

Stats. Implemented: ORS 682.017, 682.220, 682.224

### **333-265-0087**

#### **Discipline**

(1) Upon completion of an investigation the Division may do any of the following:

(a) Close the investigation and take no action;

(b) Issue a letter of reprimand or instruction;

(c) Place the First Responder or EMT on probation;

(d) Place a practice restriction on the First Responder or EMT;

(e) Suspend the First Responder or EMT;

(f) Revoke the certificate of the First Responder or EMT;

- (g) Enter into a stipulated agreement with the First Responder or EMT to impose discipline; or
  - (h) Take such other disciplinary action as the Division, in its discretion, finds proper, including assessment of a civil penalty not to exceed \$5,000.
- (2) Any disciplinary action taken by the Division will be done in accordance with ORS chapter 183.
- (3) The Division may assess the costs of a disciplinary proceeding against a First Responder or EMT. Costs may include, but are not limited to:
- (a) Costs incurred by the Division in conducting the investigation;
  - (b) Costs of any evaluation or assessment requested by the Division; and
  - (c) Attorney fees.
- (4) Voluntary Surrender:
- (a) A First Responder or EMT may voluntarily surrender his or her certificate if the First Responder or EMT submits a written request to the Division specifying the reason for the surrender and the Division agrees to accept the voluntary surrender.
  - (b) The Division may accept a voluntary surrender of the First Responder or EMT on the condition that the First Responder or EMT does not reapply for certification, or agrees not to reapply for a specified period of time.
- (5) If a First Responder or EMT who voluntarily surrendered his or her First Responder or EMT certification applies for reinstatement, the Division may deny that person's application if the Division finds that the person has committed an act that would have resulted in discipline being imposed while they were previously certified.
- (6) If a First Responder or EMT's certificate is revoked he or she may not reapply for certification for at least two years from the date of the final order revoking the certificate.
- Stat. Auth.: ORS 682.017, 682.220, 682.224  
 Stats. Implemented: ORS 682.017, 682.220, 682.224

### **333-265-0090**

#### **Reverting to a Lower Level of EMT Certification**

- (1) An EMT may revert to a lower level of certification at any time during a certification period if the EMT:
  - (a) Submits a written request to the Division specifying the reason for the change in the certification level;
  - (b) Submits an application for recertification for the lower level of certification sought with the appropriate fee;
  - (c) Surrenders his or her current EMT certificate to the Division;
  - (d) Is in good standing with the Division;
  - (e) Adequately documents appropriate continuing education hours and courses for the certification level the individual would revert to; and
  - (f) Receives written approval from the Division for a change in certification level.
- (2) If an EMT requests reinstatement of the higher level of certification within one year of reverting to a lower level of certification the EMT must complete the requirements specified in OAR 333-265-0100(3) and 333-265-0105.
- (3) If an EMT requests reinstatement of the higher level of certification the EMT must complete the requirements specified in OAR 333-265-0100.

Stat. Auth.: ORS 682.017, 682.216  
Stats. Implemented: ORS 682.017, 682.216

### **333-265-0100**

#### **Expiration and Recertification of EMT Certification**

- (1) The certificates of First Responders expire on June 30 of even-numbered years.
- (2) The certificates of EMT-Basics, Advanced EMTs, EMT-Intermediates and EMT-Paramedics expire on June 30 of odd-numbered years.
- (3) An applicant for recertification must:
  - (a) Complete and sign an application form prescribed by the Division certifying that the information in the application is correct and truthful;
  - (b) Meet the requirements of ORS chapter 682 and these rules;
  - (c) Consent to a criminal background check in accordance with OAR 333-265-0025(3);
  - (d) Provide an authorization for the release of information to the Division, as necessary, from any persons or entities, including but not limited to employers, educational institutions, hospitals, treatment facilities, institutions, organizations, governmental or law enforcement agencies in order for the Division to make a complete review of the application.
  - (e) Complete the continuing education requirements in OAR 333-265-0110; and
  - (f) Submit a fee set out in OAR 333-265-0030.

Stat. Auth.: ORS 682.017, 682.216  
Stats. Implemented: ORS 682.017, 682.216

### **333-265-0105**

#### **Reinstatement of First Responder and EMT Certification**

- (1) To reinstate an expired Oregon First Responder, EMT-Basic, Advanced EMT, EMT-Intermediate, or EMT-Paramedic certificate that has been expired for less than one year, an applicant must:
  - (a) Submit a completed application for recertification;
  - (b) Submit the appropriate recertification fee plus a late fee; and
  - (c) Provide evidence of completion of continuing education requirements as specified in Appendix 1, incorporated by reference, and courses completed from the certificate holder's last successful application through the date of the present application for recertification, as specified in this rule.
- (2) Reinstatement program for a certified First Responder:
  - (a) Obtain an American Heart Association "Health Care Provider," or American Red Cross "Basic Life Support for the Professional Rescuer," or other Division approved equivalent CPR course completion document;
  - (b) Complete the First Responder refresher course approved by the Division;
  - (c) Pass the First Responder cognitive and practical examinations within three attempts, including a same-day re-examination; and
  - (d) Complete the above listed program requirements within six months of applying for reinstatement.
- (3) Reinstatement program for an EMT-Basic:

- (a) Obtain an American Heart Association "Health Care Provider," or American Red Cross "Basic Life Support for the Professional Rescuer," or other Division approved equivalent CPR course completion document;
  - (b) Complete the EMT-Basic Refresher Training Program, U.S. Department of Transportation, National Highway Traffic Safety Administration, 1995, incorporated by reference;
  - (c) Pass the EMT-Basic cognitive and practical examinations within three attempts, including a same-day re-examination; and
  - (d) Complete the above listed program requirements within six months of applying for reinstatement.
- (4) Reinstatement program for an EMT-Intermediate:
- (a) Obtain an American Heart Association "Health Care Provider," or American Red Cross "Basic Life Support for the Professional Rescuer," or other Division approved equivalent CPR course completion document;
  - (b) Complete a Division approved EMT-Intermediate refresher course consisting of at least:
    - (A) Fourteen hours of didactic instruction;
    - (B) Eight hours of clinical experience in a hospital emergency department in which patient assessment, eliciting a concise and focused medical history, oxygenation and ventilator management, intravenous therapy, and medication preparation and administration are evaluated; and
    - (C) Demonstration of five supervised and documented successful pharyngeal esophageal airway device placements (mannequin permitted) and five supervised and documented successful intravenous line placements (mannequin permitted).
  - (c) Pass the EMT-Intermediate cognitive and practical examination within three attempts, including the same day re-examination; and
  - (d) Complete the above listed program requirements within one year of applying for reinstatement.
- (5) Reinstatement program for an EMT-Paramedic:
- (a) Complete an Advanced Cardiac Life Support (ACLS) course, provider or instructor course;
  - (b) Complete a Basic Trauma Life Support (BTLS) course, or Pre-Hospital Trauma Life Support (PHTLS) course, provider or instructor course;
  - (c) Complete an Advanced Pediatric Life Support (APLS), Pediatric Advanced Life Support (PALS), Pediatric Education for Pre-hospital Professionals (PEPP), or Neonatal Advance Life Support (NALS) course, provider or instructor course;
  - (d) Complete the U.S. Department of Transportation, National Highway Traffic Safety Administration 2001 EMT-Paramedic: National Standard Curriculum Refresher Training Program, incorporated by reference;
  - (e) Pass the EMT-Paramedic cognitive and practical examinations within three attempts, including the same-day re-examination;
  - (f) Complete the above listed program requirements within two years of applying for reinstatement; and
  - (g) Document completion of a DOT EMT-Paramedic Training Program taken after January 1, 1977.
- Stat. Auth.: ORS 682.216

Stats. Implemented: ORS 682.017, 682.216

**333-265-0110**

**Certified First Responder and EMT Continuing Education Requirements for Recertification**

- (1) A First Responder is required to:
  - (a) Complete 12 hours of continuing education as specified in Appendix 1, incorporated by reference; or
  - (b) Complete all requirements of the National Registry of Emergency Medical Technicians for First Responder re-registration.
- (2) After July 1, 2009 an EMT-Basic is required to:
  - (a) Complete 24 hours of continuing education as specified in Appendix 1, incorporated by reference; or
  - (b) Complete all requirements of the National Registry of EMT-Basic or Emergency Medical Technician re-registration.
- (3) An Advanced EMT is required to:
  - (a) Complete 36 hours of continuing education as specified in Appendix 1, incorporated by reference; or
  - (b) Complete all requirements of the National Registry of EMT Advanced EMT re-registration.
- (4) An EMT-Intermediate is required to:
  - (a) Complete a course with published standards and guidelines for cardiopulmonary resuscitation and emergency cardiac care in which the EMT has demonstrated knowledge and skills in the performance of subcutaneous (SQ) injections, automated external defibrillator (AED) operation, one and two person rescuer cardiopulmonary resuscitation (adult, child, and infant) and relief of foreign body airway obstruction; and
  - (b) Obtain at least 36 hours of continuing education as specified in Appendix 1, incorporated by reference.
- (5) An EMT-Paramedic is required to:
  - (a) Complete all requirements of the National Registry of EMT-Paramedic re-registration; or
  - (b) Obtain at least 48 hours of continuing education as specified in Appendix 1, incorporated by reference.
- (6) All continuing education credits specified in sections (1) through (5) of this rule shall be completed between the date of the certificate holder's last successful application to the date of the certificate holder's current recertification application.
- (7) Continuing education credit shall be granted for:
  - (a) Attending training seminars, educational conferences, and continuing education classes within the certificate holder's scope of practice;
  - (b) Attending approved courses for the same or higher level of certification; and
  - (c) Online continuing education that provides a certificate of completion and is approved by the Continuing Education Coordinating Board for Emergency Medical Services (CECBEMS).
- (8) Up to 50 percent of the hours of continuing education credits for each subject listed in section 1 of Appendix 1 may be obtained by:
  - (a) Watching a video, CD-ROM, or other visual media;

- (b) Being an EMT practical certification exam evaluator, if the certificate holder is qualified as such;
  - (c) Reading EMS journals or articles; and
  - (d) Teaching any of the topics listed in Appendix 1, if the certificate holder is qualified to teach the subject.
- (9) In addition to the hours of continuing education required in this rule, an EMT-Intermediate or EMT-Paramedic certificate holder must, as specified in section 2 of Appendix 1, incorporated by reference, demonstrate skills proficiency through a hands-on competency examination supervised by the EMS Medical Director or his or her designee. An EMS Medical Director may require successful performance in a minimum number of clinical skills in these areas on either human subjects or mannequins (e.g. venipunctures, endotracheal intubations, etc.).
- (10) An EMS Medical Director may require additional continuing education requirements and skill competency.
- (11) When a certificate holder obtains an initial certificate and there is:
- (a) Less than six months until recertification, no continuing education credits are required to obtain recertification;
  - (b) More than six months but less than one year until recertification, the certificate holder must complete 50 percent of the continuing education credits in each category; or
  - (c) More than one year until recertification, the certificate holder must complete all continuing education credits.
- (12) Continuing education credits are granted on an hour-for-hour basis.
- (13) It shall be the responsibility of each certificate holder to ensure the hours obtained meet the Division's recertification requirements.
- (14) A certificate holder must submit proof, in a manner prescribed in OAR 333-265-0140 that the continuing education requirements have been met.
- (15) Education programs, journals and articles used towards continuing education must be approved by the EMS Medical Director or the Division.

Stat. Auth.: ORS 682.017, 682.216

Stats. Implemented: ORS 682.017, 682.216

### **333-265-0140**

#### **Maintaining Certified First Responder and EMT Continuing Education Records**

- (1) A certificate holder is responsible for retaining records that show successful completion of all required continuing education for the two previous certification periods.
- (2) The Division will accept as proof of successful completion:
  - (a) A class roster that contains:
    - (A) The name of the teaching institution or EMS agency;
    - (B) The date of the class;
    - (C) The class topic;
    - (D) The length of the class;
    - (E) The full name of the certificate holder attending the class; and
    - (F) The full name of the instructor.
  - (b) A computer-generated printout history of the certificate holder's continuing education record that contains:
    - (A) The full name of the certificate holder;

- (B) The name of the teaching institution or EMS agency conducting the classes;
  - (C) The dates of the classes;
  - (D) The class topics;
  - (E) The length of each class; and
  - (F) The full name of each instructor.
  - (c) A certificate of course completion for one or more topics that contains:
    - (A) The name of the teaching institution or EMS agency conducting the course;
    - (B) The date(s) of the course;
    - (C) The course topic(s);
    - (D) The length of the course; and
    - (E) The full name of the certificate holder attending the course.
  - (d) If the certificate does not list each course topic, then a copy of the program listing each course topic and length of each presentation must be attached to the certificate.
- Stat. Auth.: ORS 682.017, 682.216  
 Stats. Implemented: ORS 682.017, 682.216

### **333-265-0150**

#### **Certified First Responder and EMT Continuing Education Records Audit**

- (1) The Division may conduct an audit of a certificate holder's continuing education records:
  - (a) The Division shall notify the certificate holder by certified mail that he or she is being audited and provide him or her with the necessary audit forms and the date the completed forms are to be returned to the Division; and
  - (b) Upon the return of the completed audit forms to the Division, the Division shall begin the process of verifying the continuing education records.
- (2) If, in the course of an audit of continuing education records, the Division learns that, contrary to the sworn statement in the application for recertification or in the official audit form, the certificate holder has not completed all necessary continuing education requirements, the Division may:
  - (a) Discipline the certificate holder as set out in OAR 333-265-0080;
  - (b) Assess a monetary penalty in the amount of \$10 per each hour of deficient continuing education; or
  - (c) Require the certificate holder to demonstrate his or her knowledge and psychomotor skills by taking and passing a cognitive and practical examination conducted by the Division.
- (3) The actions taken by the Division in section (2) of this rule will be done in accordance with ORS chapter 183.

Stat. Auth.: ORS 682.017, 682.216, 682.220, 682.224

Stats. Implemented: ORS 682.017, 682.208, 682.220, 682.224

### **333-265-0160**

#### **Certificate Holder's Responsibility to Notify the Division of Changes**

A certificate holder must keep the Division apprised of and report the following changes within 30 calendar days of a change in:

- (1) EMS Medical Director, unless the certificate holder is affiliated with an EMS agency that is on file with the Division.

- (2) Legal name;
- (3) Home address;
- (4) Main contact phone number; or
- (5) EMS affiliation.

Stat. Auth.: ORS 682.017, 682.208, 682.220, 682.224

Stats. Implemented: ORS 682.017, 682.208, 682.220, 682.224