

HOUSE BILL NO. 6086

May 05, 2022, Introduced by Reps. Yaroch, Sabo, Cambensy, Markkanen and Breen and referred to the Committee on Workforce, Trades, and Talent.

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 20904, 20912, 20950, 20952, and 20954 (MCL 333.20904, 333.20912, 333.20950, 333.20952, and 333.20954), sections 20904, 20912, and 20954 as amended by 2000 PA 375, section 20950 as amended by 2021 PA 25, and section 20952 as added by 1990 PA 179.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 20904. (1) "Education program sponsor" means a person,

1 other than an individual, that meets the standards of the
2 department to conduct training at the following levels:

3 (a) Medical first responder.

4 (b) Emergency medical technician.

5 (c) Emergency medical technician specialist.

6 (d) Paramedic.

7 (e) Emergency medical services instructor-coordinator.

8 (2) "Emergency" means a condition or situation in which an
9 individual declares a need for immediate medical attention for any
10 individual, or where that need is declared by emergency medical
11 services personnel or a public safety official.

12 (3) "Emergency medical services instructor-coordinator" means
13 an individual licensed under this part to conduct and instruct
14 emergency medical services education programs.

15 (4) "Emergency medical services" means the emergency medical
16 services personnel, ambulances, nontransport prehospital life
17 support vehicles, aircraft transport vehicles, medical first
18 response vehicles, and equipment required for transport or
19 treatment of an individual requiring medical first response life
20 support, basic life support, limited advanced life support, or
21 advanced life support.

22 (5) "Emergency medical services personnel" means a medical
23 first responder, emergency medical technician, emergency medical
24 technician specialist, paramedic, or emergency medical services
25 instructor-coordinator.

26 (6) "Emergency medical services system" means a comprehensive
27 and integrated arrangement of the personnel, facilities, equipment,
28 services, communications, medical control, and organizations
29 necessary to provide emergency medical services and trauma care

1 within a particular geographic region.

2 (7) "Emergency medical technician" means an individual who is
3 licensed by the department to provide basic life support.

4 (8) "Emergency medical technician specialist" means an
5 individual who is licensed by the department to provide limited
6 advanced life support.

7 (9) "Emergency patient" means an individual with a physical or
8 mental condition that manifests itself by acute symptoms of
9 sufficient severity, including, but not limited to, pain such that
10 a prudent layperson, possessing average knowledge of health and
11 medicine, could reasonably expect to result in 1 or all of the
12 following:

13 (a) Placing the health of the individual or, in the case of a
14 pregnant woman, the health of the patient or the unborn child, or
15 both, in serious jeopardy.

16 (b) Serious impairment of bodily function.

17 (c) Serious dysfunction of a body organ or part.

18 ~~(10) "Examination" means a written and practical evaluation~~
19 ~~approved or developed by the national registry of emergency medical~~
20 ~~technicians or other organization with equivalent national~~
21 ~~recognition and expertise in emergency medical services personnel~~
22 ~~testing and approved by the department.~~

23 Sec. 20912. (1) The department shall perform all of the
24 following with regard to educational programs and services:

25 (a) Review and approve education program sponsors, ongoing
26 education program sponsors, and curricula for emergency medical
27 services personnel. Approved education programs and refresher
28 programs ~~shall~~**must** be coordinated by a licensed emergency medical
29 services instructor-coordinator commensurate with level of

1 licensure. Approved programs conducted by ongoing education program
2 sponsors ~~shall~~**must** be coordinated by a licensed emergency medical
3 services instructor-coordinator.

4 (b) Maintain a listing of approved education program sponsors
5 and licensed emergency medical services instructor-coordinators.

6 (c) Develop and implement standards for all education program
7 sponsors and ongoing education program sponsors based upon criteria
8 recommended by the emergency medical services coordination
9 committee and developed by the department.

10 (2) An education program sponsor that conducts education
11 programs for paramedics and that receives accreditation from the
12 joint review committee on educational programs for the EMT-
13 paramedic or other organization approved by the department as
14 having equivalent expertise and competency in the accreditation of
15 paramedic education programs is considered approved by the
16 department under subsection (1)(a) if the education program sponsor
17 meets both of the following requirements:

18 (a) Submits an application to the department that includes
19 verification of accreditation described in this subsection.

20 (b) Maintains accreditation as described in this subsection.

21 **(3) Before offering an education program to an individual**
22 **seeking to become licensed as a paramedic, an education program**
23 **sponsor that is not accredited as described under subsection (2)**
24 **shall inform the individual that the education program sponsor is**
25 **not accredited as described under subsection (2).**

26 Sec. 20950. (1) An individual shall not practice or advertise
27 to practice as a medical first responder, emergency medical
28 technician, emergency medical technician specialist, paramedic, or
29 emergency medical services instructor-coordinator unless licensed

1 by the department under this section.

2 (2) The department shall issue a license under this section
3 only to an individual who meets all of the following requirements:

4 (a) Is 18 years of age or older.

5 (b) Meets either of the following requirements:

6 (i) Has successfully completed the appropriate education
7 program approved under section 20912.

8 (ii) While serving as a member of the armed forces, served as a
9 military health care specialist and was separated from service with
10 an honorable character of service or under an honorable conditions
11 (general) character of service in the 2-year period preceding the
12 date the license application is filed. The applicant shall provide
13 a form DD214, DD215, or any other form that is satisfactory to the
14 department to meet the criteria established in this subparagraph.
15 This subparagraph only applies to an applicant for a license as an
16 emergency medical technician.

17 (c) Subject to subsection (3), has attained a passing score on
18 the appropriate department prescribed examination, as follows:

19 (i) A medical first responder must pass the written examination
20 proctored by the department or the department's designee and a
21 practical examination approved by the department. The instructors
22 of the medical first responder course shall administer the
23 practical examination. The department or the department's designee
24 may also proctor the practical examination. The individual shall
25 pay the fee for the written examination required under this
26 subparagraph directly to the National Registry of Emergency Medical
27 Technicians or other organization approved by the department. **As**
28 **used in this subparagraph, "examination" means an evaluation**
29 **approved or developed by the National Registry of Emergency Medical**

1 Technicians or another organization with equivalent national
2 recognition and expertise in emergency medical services personnel
3 testing and approved by the department.

4 (ii) An emergency medical technician ~~or~~ emergency medical
5 technician specialist ~~or paramedic~~ must pass the written
6 examination proctored by the department or the department's
7 designee and a practical examination proctored by the department or
8 the department's designee. The individual shall pay the fee for the
9 written examination required under this subparagraph directly to
10 the National Registry of Emergency Medical Technicians or other
11 organization approved by the department. **As used in this**
12 **subparagraph, "examination" means an evaluation approved or**
13 **developed by the National Registry of Emergency Medical Technicians**
14 **or another organization with equivalent national recognition and**
15 **expertise in emergency medical services personnel testing and**
16 **approved by the department.**

17 (iii) A paramedic must pass either of the following:

18 (A) A written and practical examination developed or
19 prescribed by the department other than an examination defined in
20 sub-subparagraph (B).

21 (B) The written examination proctored by the department or the
22 department's designee and a practical examination proctored by the
23 department or the department's designee. An individual who takes
24 the examination described in this sub-subparagraph shall pay the
25 fee for the examination directly to the National Registry of
26 Emergency Medical Technicians or another organization approved by
27 the department. **As used in this sub-subparagraph, "examination"**
28 **means an evaluation approved or developed by the National Registry**
29 **of Emergency Medical Technicians or another organization with**

1 **equivalent national recognition and expertise in emergency medical**
2 **services personnel testing and approved by the department.**

3 (d) Meets other requirements of this part.

4 (3) The department shall require for purposes of compliance
5 with subsection (2) (c) successful passage by each first-time
6 applicant of ~~an~~**the applicable examination described in that**
7 **subsection. Not later than 2 years after the effective date of the**
8 **amendatory act that added this sentence, the department shall**
9 **develop or prescribe the examination described in subsection**
10 **(2) (c) (iii) (A) .**

11 (4) The department shall issue a license as an emergency
12 medical services instructor-coordinator only to an individual who
13 meets the requirements of subsection (2) for an emergency medical
14 services instructor-coordinator and at the time of application is
15 currently licensed as a medical first responder, emergency medical
16 technician, emergency medical technician specialist, or paramedic
17 and has at least 3 years' field experience with a licensed life
18 support agency as a medical first responder, emergency medical
19 technician, emergency medical technician specialist, or paramedic.
20 The department shall provide for the development and administration
21 of an examination for emergency medical services instructor-
22 coordinators. The license must specify the level of instruction-
23 coordination the individual is licensed to provide. An emergency
24 medical services instructor-coordinator shall not instruct or
25 coordinate emergency medical training courses at a level that
26 exceeds his or her designated level of licensure and for which he
27 or she does not have at least 3 years' field experience at that
28 level of licensure.

29 (5) Except as otherwise provided in section 20952, a license

1 under this section is effective for 3 years from the date of
2 issuance unless revoked or suspended by the department.

3 (6) Except as otherwise provided in this section, an applicant
4 for licensure under this section shall pay the following triennial
5 licensure fees:

6 (a) Medical first responder - no fee.

7 (b) Emergency medical technician - \$40.00.

8 (c) Emergency medical technician specialist - \$60.00.

9 (d) Paramedic - \$80.00.

10 (e) Emergency medical services instructor-coordinator -
11 \$100.00.

12 (7) If a life support agency certifies to the department that
13 an applicant for licensure under this section will act as a
14 volunteer and if the life support agency does not charge for its
15 services, the department shall not require the applicant to pay the
16 fee required under subsection (6). If the applicant ceases to meet
17 the definition of a volunteer under this part at any time during
18 the effective period of his or her license and is employed as a
19 licensee under this part, the applicant shall at that time pay the
20 fee required under subsection (6).

21 (8) The department shall waive the fee required under
22 subsection (6) for the initial license if the applicant for initial
23 licensure was separated from service with an honorable character of
24 service or under honorable conditions (general) character of
25 service in the armed forces. The applicant shall provide a form
26 DD214, DD215, or any other form that is satisfactory to the
27 department to be eligible for the waiver of the fee under this
28 subsection.

29 **(9) The department may charge a fee for an applicant taking**

1 the examination described in section 20950(2)(c)(iii)(A), in an
2 amount that does not exceed the fee for an applicant taking the
3 examination described in section 20950(2)(c)(iii)(B).

4 (10) ~~(9)~~—As used in this section, "armed forces" means that
5 term as defined in section 16103.

6 Sec. 20952. (1) The department may grant a nonrenewable
7 temporary license to an individual who has made proper application
8 with the required fee for licensure as a medical first responder,
9 emergency medical technician, emergency medical technician
10 specialist, or paramedic and who has successfully completed all of
11 the requirements for licensure except for the ~~department-prescribed~~
12 examinations **described in section 20950**. A temporary license is
13 valid for 120 days from the date of an accepted application.

14 (2) An individual holding a temporary license as an emergency
15 medical technician shall practice only under the direct supervision
16 of an emergency medical technician, emergency medical technician
17 specialist, or paramedic who holds a license other than a temporary
18 license.

19 (3) An individual holding a temporary license as an emergency
20 medical technician specialist shall practice only under the direct
21 supervision of an emergency medical technician specialist or
22 paramedic who holds a license other than a temporary license.

23 (4) An individual holding a temporary license as a paramedic
24 shall practice only under the direct supervision of a paramedic who
25 holds a license other than a temporary license.

26 Sec. 20954. (1) Upon proper application to the department and
27 payment of the renewal fee under subsection (2), the department may
28 renew an emergency medical services personnel license if the
29 applicant meets the requirements of this part and provides, upon

1 request of the department, verification of having met ongoing
 2 education requirements established by the department. If an
 3 applicant for renewal fails to provide the department with a change
 4 of address, the applicant shall pay a \$20.00 fee in addition to the
 5 renewal and late fees required under subsections (2) and (3).

6 (2) Except as otherwise provided in subsection (5), an
 7 applicant for renewal of a license under section 20950 shall pay a
 8 renewal fee as follows:

- 9 (a) Medical first responder - no fee.
- 10 (b) Emergency medical technician - \$25.00.
- 11 (c) Emergency medical technician specialist - \$25.00.
- 12 (d) Paramedic - \$25.00.
- 13 (e) Emergency medical services instructor-coordinator -
 14 \$25.00.

15 (3) Except as otherwise provided in subsection (5), if an
 16 application for renewal under subsection (1) is postmarked after
 17 the date the license expires, the applicant shall pay a late fee in
 18 addition to the renewal fee under subsection (2) as follows:

- 19 (a) Medical first responder - \$50.00.
- 20 (b) Emergency medical technician - \$50.00.
- 21 (c) Emergency medical technician specialist - \$50.00.
- 22 (d) Paramedic - \$50.00.
- 23 (e) Emergency medical services instructor-coordinator -
 24 \$50.00.

25 (4) A license or registration ~~shall~~ **must** be renewed by the
 26 licensee on or before the expiration date as prescribed by rule.
 27 The department shall mail a notice to the licensee at the last
 28 known address on file with the department advising of the time,
 29 procedure, and fee for renewal. Failure of the licensee to receive

1 notice under this subsection does not relieve the licensee of the
2 responsibility for renewing his or her license. A license not
3 renewed by the expiration date may be renewed within 60 days of the
4 expiration date upon application, payment of renewal and late
5 renewal fees, and fulfillment of any continued continuing education
6 requirements set forth in rules promulgated under this article. The
7 licensee may continue to practice and use the title during the 60-
8 day period. If a license is not so renewed within 60 days of the
9 expiration date, the license is void. The licensee shall not
10 practice or use the title. An individual may be relicensed within 3
11 years of the expiration date upon application, payment of the
12 application processing, renewal, and late renewal fees, and
13 fulfillment of any continuing education requirements in effect at
14 the time of the expiration date, or that would have been required
15 had the individual renewed his or her license pursuant to
16 subsection (1). An individual may be relicensed more than 3 years
17 after the expiration date upon application as a new applicant,
18 meeting all licensure requirements in effect at the time of
19 application, taking or retaking and passing any **applicable**
20 examinations **described in section 20950** required for initial
21 licensure, and payment of fees required of new applicants.

22 (5) If a life support agency certifies to the department that
23 an applicant for renewal under this section is a volunteer and if
24 the life support agency does not charge for its services, the
25 department shall not require the applicant to pay the fee required
26 under subsection (2) or a late fee under subsection (3). If the
27 applicant for renewal ceases to meet the definition of a volunteer
28 under this part at any time during the effective period of his or
29 her license renewal and is employed as a licensee under this part,

1 the applicant for renewal shall at that time pay the fee required
2 under subsection (2).

3 (6) An individual seeking renewal under this section is not
4 required to maintain national registry status as a condition of
5 license renewal.