



101ST GENERAL ASSEMBLY

State of Illinois

2019 and 2020

HB3554

by Rep. Sue Scherer

SYNOPSIS AS INTRODUCED:

210 ILCS 50/3.50

Amends the Emergency Medical Service (EMS) Systems Act. Provides that at the time of applying for or renewing his or her license, an applicant for a license or license renewal under the Act may submit an email address to the Department of Public Health. Provides that the Department shall keep the email address on file as a form of contact for the individual. Provides that, within 60 days before the expiration of the license, the Department shall send license renewal notices electronically and by mail to all licensees who provide the Department with his or her email address.

LRB101 09798 CPF 54899 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Emergency Medical Services (EMS) Systems Act
5 is amended by changing Section 3.50 as follows:

6 (210 ILCS 50/3.50)

7 (Text of Section before amendment by P.A. 100-1082)

8 Sec. 3.50. Emergency Medical Services personnel licensure
9 levels.

10 (a) "Emergency Medical Technician" or "EMT" means a person
11 who has successfully completed a course in basic life support
12 as approved by the Department, is currently licensed by the
13 Department in accordance with standards prescribed by this Act
14 and rules adopted by the Department pursuant to this Act, and
15 practices within an EMS System. A valid Emergency Medical
16 Technician-Basic (EMT-B) license issued under this Act shall
17 continue to be valid and shall be recognized as an Emergency
18 Medical Technician (EMT) license until the Emergency Medical
19 Technician-Basic (EMT-B) license expires.

20 (b) "Emergency Medical Technician-Intermediate" or "EMT-I"
21 means a person who has successfully completed a course in
22 intermediate life support as approved by the Department, is
23 currently licensed by the Department in accordance with

1 standards prescribed by this Act and rules adopted by the
2 Department pursuant to this Act, and practices within an
3 Intermediate or Advanced Life Support EMS System.

4 (b-5) "Advanced Emergency Medical Technician" or "A-EMT"
5 means a person who has successfully completed a course in basic
6 and limited advanced emergency medical care as approved by the
7 Department, is currently licensed by the Department in
8 accordance with standards prescribed by this Act and rules
9 adopted by the Department pursuant to this Act, and practices
10 within an Intermediate or Advanced Life Support EMS System.

11 (c) "Paramedic (EMT-P)" means a person who has successfully
12 completed a course in advanced life support care as approved by
13 the Department, is licensed by the Department in accordance
14 with standards prescribed by this Act and rules adopted by the
15 Department pursuant to this Act, and practices within an
16 Advanced Life Support EMS System. A valid Emergency Medical
17 Technician-Paramedic (EMT-P) license issued under this Act
18 shall continue to be valid and shall be recognized as a
19 Paramedic license until the Emergency Medical
20 Technician-Paramedic (EMT-P) license expires.

21 (c-5) "Emergency Medical Responder" or "EMR (First
22 Responder)" means a person who has successfully completed a
23 course in emergency medical response as approved by the
24 Department and provides emergency medical response services
25 prior to the arrival of an ambulance or specialized emergency
26 medical services vehicle, in accordance with the level of care

1 established by the National EMS Educational Standards
2 Emergency Medical Responder course as modified by the
3 Department. An Emergency Medical Responder who provides
4 services as part of an EMS System response plan shall comply
5 with the applicable sections of the Program Plan, as approved
6 by the Department, of that EMS System. The Department shall
7 have the authority to adopt rules governing the curriculum,
8 practice, and necessary equipment applicable to Emergency
9 Medical Responders.

10 On August 15, 2014 (the effective date of Public Act
11 98-973) ~~this amendatory Act of the 98th General Assembly~~, a
12 person who is licensed by the Department as a First Responder
13 and has completed a Department-approved course in first
14 responder defibrillator training based on, or equivalent to,
15 the National EMS Educational Standards or other standards
16 previously recognized by the Department shall be eligible for
17 licensure as an Emergency Medical Responder upon meeting the
18 licensure requirements and submitting an application to the
19 Department. A valid First Responder license issued under this
20 Act shall continue to be valid and shall be recognized as an
21 Emergency Medical Responder license until the First Responder
22 license expires.

23 (c-10) All EMS Systems and licensees shall be fully
24 compliant with the National EMS Education Standards, as
25 modified by the Department in administrative rules, within 24
26 months after the adoption of the administrative rules.

1 (d) The Department shall have the authority and
2 responsibility to:

3 (1) Prescribe education and training requirements,
4 which includes training in the use of epinephrine, for all
5 levels of EMS personnel except for EMRs, based on the
6 National EMS Educational Standards and any modifications
7 to those curricula specified by the Department through
8 rules adopted pursuant to this Act.

9 (2) Prescribe licensure testing requirements for all
10 levels of EMS personnel, which shall include a requirement
11 that all phases of instruction, training, and field
12 experience be completed before taking the appropriate
13 licensure examination. Candidates may elect to take the
14 appropriate National Registry examination in lieu of the
15 Department's examination, but are responsible for making
16 their own arrangements for taking the National Registry
17 examination. In prescribing licensure testing requirements
18 for honorably discharged members of the armed forces of the
19 United States under this paragraph (2), the Department
20 shall ensure that a candidate's military emergency medical
21 training, emergency medical curriculum completed, and
22 clinical experience, as described in paragraph (2.5), are
23 recognized.

24 (2.5) Review applications for EMS personnel licensure
25 from honorably discharged members of the armed forces of
26 the United States with military emergency medical

1 training. Applications shall be filed with the Department
2 within one year after military discharge and shall contain:
3 (i) proof of successful completion of military emergency
4 medical training; (ii) a detailed description of the
5 emergency medical curriculum completed; and (iii) a
6 detailed description of the applicant's clinical
7 experience. The Department may request additional and
8 clarifying information. The Department shall evaluate the
9 application, including the applicant's training and
10 experience, consistent with the standards set forth under
11 subsections (a), (b), (c), and (d) of Section 3.10. If the
12 application clearly demonstrates that the training and
13 experience meets such standards, the Department shall
14 offer the applicant the opportunity to successfully
15 complete a Department-approved EMS personnel examination
16 for the level of license for which the applicant is
17 qualified. Upon passage of an examination, the Department
18 shall issue a license, which shall be subject to all
19 provisions of this Act that are otherwise applicable to the
20 level of EMS personnel license issued.

21 (3) License individuals as an EMR, EMT, EMT-I, A-EMT,
22 or Paramedic who have met the Department's education,
23 training and examination requirements.

24 (4) Prescribe annual continuing education and
25 relicensure requirements for all EMS personnel licensure
26 levels.

1 (5) Relicense individuals as an EMD, EMR, EMT, EMT-I,
2 A-EMT, or Paramedic every 4 years, based on their
3 compliance with continuing education and relicensure
4 requirements as required by the Department pursuant to this
5 Act. Every 4 years, a Paramedic shall have 100 hours of
6 approved continuing education, an EMT-I and an advanced EMT
7 shall have 80 hours of approved continuing education, and
8 an EMT shall have 60 hours of approved continuing
9 education. An Illinois licensed EMR, EMD, EMT, EMT-I,
10 A-EMT, Paramedic, ECRN, or PHRN whose license has been
11 expired for less than 36 months may apply for reinstatement
12 by the Department. Reinstatement shall require that the
13 applicant (i) submit satisfactory proof of completion of
14 continuing medical education and clinical requirements to
15 be prescribed by the Department in an administrative rule;
16 (ii) submit a positive recommendation from an Illinois EMS
17 Medical Director attesting to the applicant's
18 qualifications for retesting; and (iii) pass a Department
19 approved test for the level of EMS personnel license sought
20 to be reinstated.

21 (6) Grant inactive status to any EMR, EMD, EMT, EMT-I,
22 A-EMT, Paramedic, ECRN, or PHRN who qualifies, based on
23 standards and procedures established by the Department in
24 rules adopted pursuant to this Act.

25 (7) Charge a fee for EMS personnel examination,
26 licensure, and license renewal.

1 (8) Suspend, revoke, or refuse to issue or renew the
2 license of any licensee, after an opportunity for an
3 impartial hearing before a neutral administrative law
4 judge appointed by the Director, where the preponderance of
5 the evidence shows one or more of the following:

6 (A) The licensee has not met continuing education
7 or relicensure requirements as prescribed by the
8 Department;

9 (B) The licensee has failed to maintain
10 proficiency in the level of skills for which he or she
11 is licensed;

12 (C) The licensee, during the provision of medical
13 services, engaged in dishonorable, unethical, or
14 unprofessional conduct of a character likely to
15 deceive, defraud, or harm the public;

16 (D) The licensee has failed to maintain or has
17 violated standards of performance and conduct as
18 prescribed by the Department in rules adopted pursuant
19 to this Act or his or her EMS System's Program Plan;

20 (E) The licensee is physically impaired to the
21 extent that he or she cannot physically perform the
22 skills and functions for which he or she is licensed,
23 as verified by a physician, unless the person is on
24 inactive status pursuant to Department regulations;

25 (F) The licensee is mentally impaired to the extent
26 that he or she cannot exercise the appropriate

1 judgment, skill and safety for performing the
2 functions for which he or she is licensed, as verified
3 by a physician, unless the person is on inactive status
4 pursuant to Department regulations;

5 (G) The licensee has violated this Act or any rule
6 adopted by the Department pursuant to this Act; or

7 (H) The licensee has been convicted (or entered a
8 plea of guilty or nolo-contendere) by a court of
9 competent jurisdiction of a Class X, Class 1, or Class
10 2 felony in this State or an out-of-state equivalent
11 offense.

12 (9) Prescribe education and training requirements in
13 the administration and use of opioid antagonists for all
14 levels of EMS personnel based on the National EMS
15 Educational Standards and any modifications to those
16 curricula specified by the Department through rules
17 adopted pursuant to this Act.

18 (d-5) An EMR, EMD, EMT, EMT-I, A-EMT, Paramedic, ECRN, or
19 PHRN who is a member of the Illinois National Guard or an
20 Illinois State Trooper or who exclusively serves as a volunteer
21 for units of local government with a population base of less
22 than 5,000 or as a volunteer for a not-for-profit organization
23 that serves a service area with a population base of less than
24 5,000 may submit an application to the Department for a waiver
25 of the fees described under paragraph (7) of subsection (d) of
26 this Section on a form prescribed by the Department.

1 The education requirements prescribed by the Department
2 under this Section must allow for the suspension of those
3 requirements in the case of a member of the armed services or
4 reserve forces of the United States or a member of the Illinois
5 National Guard who is on active duty pursuant to an executive
6 order of the President of the United States, an act of the
7 Congress of the United States, or an order of the Governor at
8 the time that the member would otherwise be required to fulfill
9 a particular education requirement. Such a person must fulfill
10 the education requirement within 6 months after his or her
11 release from active duty.

12 (e) In the event that any rule of the Department or an EMS
13 Medical Director that requires testing for drug use as a
14 condition of the applicable EMS personnel license conflicts
15 with or duplicates a provision of a collective bargaining
16 agreement that requires testing for drug use, that rule shall
17 not apply to any person covered by the collective bargaining
18 agreement.

19 (f) At the time of applying for or renewing his or her
20 license, an applicant for a license or license renewal may
21 submit an email address to the Department. The Department shall
22 keep the email address on file as a form of contact for the
23 individual. The Department shall send license renewal notices
24 electronically and by mail to all licensees who provide the
25 Department with his or her email address. The notices shall be
26 sent at least 60 days prior to the expiration date of the

1 license.

2 (Source: P.A. 98-53, eff. 1-1-14; 98-463, eff. 8-16-13; 98-973,
3 eff. 8-15-14; 99-480, eff. 9-9-15; revised 10-4-18.)

4 (Text of Section after amendment by P.A. 100-1082)

5 Sec. 3.50. Emergency Medical Services personnel licensure
6 levels.

7 (a) "Emergency Medical Technician" or "EMT" means a person
8 who has successfully completed a course in basic life support
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10 Department in accordance with standards prescribed by this Act
11 and rules adopted by the Department pursuant to this Act, and
12 practices within an EMS System. A valid Emergency Medical
13 Technician-Basic (EMT-B) license issued under this Act shall
14 continue to be valid and shall be recognized as an Emergency
15 Medical Technician (EMT) license until the Emergency Medical
16 Technician-Basic (EMT-B) license expires.

17 (b) "Emergency Medical Technician-Intermediate" or "EMT-I"
18 means a person who has successfully completed a course in
19 intermediate life support as approved by the Department, is
20 currently licensed by the Department in accordance with
21 standards prescribed by this Act and rules adopted by the
22 Department pursuant to this Act, and practices within an
23 Intermediate or Advanced Life Support EMS System.

24 (b-5) "Advanced Emergency Medical Technician" or "A-EMT"
25 means a person who has successfully completed a course in basic

1 and limited advanced emergency medical care as approved by the
2 Department, is currently licensed by the Department in
3 accordance with standards prescribed by this Act and rules
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6 (c) "Paramedic (EMT-P)" means a person who has successfully
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21 medical services vehicle, in accordance with the level of care
22 established by the National EMS Educational Standards
23 Emergency Medical Responder course as modified by the
24 Department. An Emergency Medical Responder who provides
25 services as part of an EMS System response plan shall comply
26 with the applicable sections of the Program Plan, as approved

1 by the Department, of that EMS System. The Department shall
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7 application clearly demonstrates that the training and
8 experience ~~meet~~ ~~meets~~ such standards, the Department shall
9 offer the applicant the opportunity to successfully
10 complete a Department-approved EMS personnel examination
11 for the level of license for which the applicant is
12 qualified. Upon passage of an examination, the Department
13 shall issue a license, which shall be subject to all
14 provisions of this Act that are otherwise applicable to the
15 level of EMS personnel license issued.

16 (3) License individuals as an EMR, EMT, EMT-I, A-EMT,
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18 training and examination requirements.

19 (4) Prescribe annual continuing education and
20 relicensure requirements for all EMS personnel licensure
21 levels.

22 (5) Relicense individuals as an EMD, EMR, EMT, EMT-I,
23 A-EMT, PHRN, PHAPRN, PHPA, or Paramedic every 4 years,
24 based on their compliance with continuing education and
25 relicensure requirements as required by the Department
26 pursuant to this Act. Every 4 years, a Paramedic shall have

1 100 hours of approved continuing education, an EMT-I and an
2 advanced EMT shall have 80 hours of approved continuing
3 education, and an EMT shall have 60 hours of approved
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6 license has been expired for less than 36 months may apply
7 for reinstatement by the Department. Reinstatement shall
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9 completion of continuing medical education and clinical
10 requirements to be prescribed by the Department in an
11 administrative rule; (ii) submit a positive recommendation
12 from an Illinois EMS Medical Director attesting to the
13 applicant's qualifications for retesting; and (iii) pass a
14 Department approved test for the level of EMS personnel
15 license sought to be reinstated.

16 (6) Grant inactive status to any EMR, EMD, EMT, EMT-I,
17 A-EMT, Paramedic, ECRN, PHAPRN, PHPA, or PHRN who
18 qualifies, based on standards and procedures established
19 by the Department in rules adopted pursuant to this Act.

20 (7) Charge a fee for EMS personnel examination,
21 licensure, and license renewal.

22 (8) Suspend, revoke, or refuse to issue or renew the
23 license of any licensee, after an opportunity for an
24 impartial hearing before a neutral administrative law
25 judge appointed by the Director, where the preponderance of
26 the evidence shows one or more of the following:

1 (A) The licensee has not met continuing education
2 or relicensure requirements as prescribed by the
3 Department;

4 (B) The licensee has failed to maintain
5 proficiency in the level of skills for which he or she
6 is licensed;

7 (C) The licensee, during the provision of medical
8 services, engaged in dishonorable, unethical, or
9 unprofessional conduct of a character likely to
10 deceive, defraud, or harm the public;

11 (D) The licensee has failed to maintain or has
12 violated standards of performance and conduct as
13 prescribed by the Department in rules adopted pursuant
14 to this Act or his or her EMS System's Program Plan;

15 (E) The licensee is physically impaired to the
16 extent that he or she cannot physically perform the
17 skills and functions for which he or she is licensed,
18 as verified by a physician, unless the person is on
19 inactive status pursuant to Department regulations;

20 (F) The licensee is mentally impaired to the extent
21 that he or she cannot exercise the appropriate
22 judgment, skill and safety for performing the
23 functions for which he or she is licensed, as verified
24 by a physician, unless the person is on inactive status
25 pursuant to Department regulations;

26 (G) The licensee has violated this Act or any rule

1 adopted by the Department pursuant to this Act; or

2 (H) The licensee has been convicted (or entered a
3 plea of guilty or nolo-contendere) by a court of
4 competent jurisdiction of a Class X, Class 1, or Class
5 2 felony in this State or an out-of-state equivalent
6 offense.

7 (9) Prescribe education and training requirements in
8 the administration and use of opioid antagonists for all
9 levels of EMS personnel based on the National EMS
10 Educational Standards and any modifications to those
11 curricula specified by the Department through rules
12 adopted pursuant to this Act.

13 (d-5) An EMR, EMD, EMT, EMT-I, A-EMT, Paramedic, ECRN,
14 PHAPRN, PHPA, or PHRN who is a member of the Illinois National
15 Guard or an Illinois State Trooper or who exclusively serves as
16 a volunteer for units of local government with a population
17 base of less than 5,000 or as a volunteer for a not-for-profit
18 organization that serves a service area with a population base
19 of less than 5,000 may submit an application to the Department
20 for a waiver of the fees described under paragraph (7) of
21 subsection (d) of this Section on a form prescribed by the
22 Department.

23 The education requirements prescribed by the Department
24 under this Section must allow for the suspension of those
25 requirements in the case of a member of the armed services or
26 reserve forces of the United States or a member of the Illinois

1 National Guard who is on active duty pursuant to an executive
2 order of the President of the United States, an act of the
3 Congress of the United States, or an order of the Governor at
4 the time that the member would otherwise be required to fulfill
5 a particular education requirement. Such a person must fulfill
6 the education requirement within 6 months after his or her
7 release from active duty.

8 (e) In the event that any rule of the Department or an EMS
9 Medical Director that requires testing for drug use as a
10 condition of the applicable EMS personnel license conflicts
11 with or duplicates a provision of a collective bargaining
12 agreement that requires testing for drug use, that rule shall
13 not apply to any person covered by the collective bargaining
14 agreement.

15 (f) At the time of applying for or renewing his or her
16 license, an applicant for a license or license renewal may
17 submit an email address to the Department. The Department shall
18 keep the email address on file as a form of contact for the
19 individual. The Department shall send license renewal notices
20 electronically and by mail to all licensees who provide the
21 Department with his or her email address. The notices shall be
22 sent at least 60 days prior to the expiration date of the
23 license.

24 (Source: P.A. 99-480, eff. 9-9-15; 100-1082, eff. 8-24-19;
25 revised 10-4-18.)

1 Section 95. No acceleration or delay. Where this Act makes
2 changes in a statute that is represented in this Act by text
3 that is not yet or no longer in effect (for example, a Section
4 represented by multiple versions), the use of that text does
5 not accelerate or delay the taking effect of (i) the changes
6 made by this Act or (ii) provisions derived from any other
7 Public Act.