



Sen. Michael W. Frerichs

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09800HB3186sam001

LRB098 10920 CEL 45317 a

1 AMENDMENT TO HOUSE BILL 3186

2 AMENDMENT NO. _____. Amend House Bill 3186 by replacing
3 everything after the enacting clause with the following:

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

6 (210 ILCS 50/3.50)

7 Sec. 3.50. Emergency Medical Technician (EMT) Licensure.

8 (a) "Emergency Medical Technician-Basic" or "EMT-B" means
9 a person who has successfully completed a course of instruction
10 in basic life support as prescribed by the Department, is
11 currently licensed by the Department in accordance with
12 standards prescribed by this Act and rules adopted by the
13 Department pursuant to this Act, and practices within an EMS
14 System.

15 (b) "Emergency Medical Technician-Intermediate" or "EMT-I"
16 means a person who has successfully completed a course of

1 instruction in intermediate life support as prescribed by the
2 Department, is currently licensed by the Department in
3 accordance with standards prescribed by this Act and rules
4 adopted by the Department pursuant to this Act, and practices
5 within an Intermediate or Advanced Life Support EMS System.

6 (c) "Emergency Medical Technician-Paramedic" or "EMT-P"
7 means a person who has successfully completed a course of
8 instruction in advanced life support care as prescribed by the
9 Department, is licensed by the Department in accordance with
10 standards prescribed by this Act and rules adopted by the
11 Department pursuant to this Act, and practices within an
12 Advanced Life Support EMS System.

13 (d) The Department shall have the authority and
14 responsibility to:

15 (1) Prescribe education and training requirements,
16 which includes training in the use of epinephrine, for all
17 levels of EMT, based on the respective national curricula
18 of the United States Department of Transportation and any
19 modifications to such curricula specified by the
20 Department through rules adopted pursuant to this Act.

21 (2) Prescribe licensure testing requirements for all
22 levels of EMT, which shall include a requirement that all
23 phases of instruction, training, and field experience be
24 completed before taking the EMT licensure examination.
25 Candidates may elect to take the National Registry of
26 Emergency Medical Technicians examination in lieu of the

1 Department's examination, but are responsible for making
2 their own arrangements for taking the National Registry
3 examination. In prescribing licensure testing requirements
4 for honorably discharged members of the armed forces of the
5 United States under this paragraph (2), the Department
6 shall ensure that a candidate's military emergency medical
7 training, emergency medical curriculum completed, and
8 clinical experience, as described in paragraph (2.5), are
9 recognized.

10 (2.5) Review applications for EMT licensure from
11 honorably discharged members of the armed forces of the
12 United States with military emergency medical training.
13 Applications shall be filed with the Department within one
14 year after military discharge and shall contain: (i) proof
15 of successful completion of military emergency medical
16 training; (ii) a detailed description of the emergency
17 medical curriculum completed; and (iii) a detailed
18 description of the applicant's clinical experience. The
19 Department may request additional and clarifying
20 information. The Department shall evaluate the
21 application, including the applicant's training and
22 experience, consistent with the standards set forth under
23 subsections (a), (b), (c), and (d) of Section 3.10. If the
24 application clearly demonstrates that the training and
25 experience meets such standards, the Department shall
26 offer the applicant the opportunity to successfully

1 complete a Department-approved EMT examination for which
2 the applicant is qualified. Upon passage of an examination,
3 the Department shall issue a license, which shall be
4 subject to all provisions of this Act that are otherwise
5 applicable to the class of EMT license issued.

6 (3) License individuals as an EMT-B, EMT-I, or EMT-P
7 who have met the Department's education, training and
8 examination requirements.

9 (4) Prescribe annual continuing education and
10 relicensure requirements for all levels of EMT. If an
11 EMT-B, EMT-I, or EMT-P has been actively involved in
12 serving as an EMT during the period since he or she was
13 licensed or last relicensed (whichever occurred later),
14 the Department shall deem that service as satisfying 25% of
15 the number of hours of continuing education otherwise
16 required for relicensure. The Department shall adopt rules
17 defining "actively involved".

18 (5) Relicense individuals as an EMT-B, EMT-I, or EMT-P
19 every 4 years, based on their compliance with continuing
20 education and relicensure requirements. An Illinois
21 licensed Emergency Medical Technician whose license has
22 been expired for less than 36 months may apply for
23 reinstatement by the Department. Reinstatement shall
24 require that the applicant (i) submit satisfactory proof of
25 completion of continuing medical education and clinical
26 requirements to be prescribed by the Department in an

1 administrative rule; (ii) submit a positive recommendation
2 from an Illinois EMS Medical Director attesting to the
3 applicant's qualifications for retesting; and (iii) pass a
4 Department approved test for the level of EMT license
5 sought to be reinstated.

6 (6) Grant inactive status to any EMT who qualifies,
7 based on standards and procedures established by the
8 Department in rules adopted pursuant to this Act.

9 (7) Charge a fee for EMT examination, licensure, and
10 license renewal.

11 (8) Suspend, revoke, or refuse to issue or renew the
12 license of any licensee, after an opportunity for an
13 impartial hearing before a neutral administrative law
14 judge appointed by the Director, where the preponderance of
15 the evidence shows one or more of the following:

16 (A) The licensee has not met continuing education
17 or relicensure requirements as prescribed by the
18 Department;

19 (B) The licensee has failed to maintain
20 proficiency in the level of skills for which he or she
21 is licensed;

22 (C) The licensee, during the provision of medical
23 services, engaged in dishonorable, unethical, or
24 unprofessional conduct of a character likely to
25 deceive, defraud, or harm the public;

26 (D) The licensee has failed to maintain or has

1 violated standards of performance and conduct as
2 prescribed by the Department in rules adopted pursuant
3 to this Act or his or her EMS System's Program Plan;

4 (E) The licensee is physically impaired to the
5 extent that he or she cannot physically perform the
6 skills and functions for which he or she is licensed,
7 as verified by a physician, unless the person is on
8 inactive status pursuant to Department regulations;

9 (F) The licensee is mentally impaired to the extent
10 that he or she cannot exercise the appropriate
11 judgment, skill and safety for performing the
12 functions for which he or she is licensed, as verified
13 by a physician, unless the person is on inactive status
14 pursuant to Department regulations;

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

17 (H) The licensee has been convicted (or entered a
18 plea of guilty or nolo-contendere) by a court of
19 competent jurisdiction of a Class X, Class 1, or Class
20 2 felony in this State or an out-of-state equivalent
21 offense.

22 ~~(9)~~ An EMT who is a member of the Illinois National Guard
23 or an Illinois State Trooper or who exclusively serves as a
24 volunteer for units of local government with a population base
25 of less than 5,000 or as a volunteer for a not-for-profit
26 organization that serves a service area with a population base

1 of less than 5,000 may submit an application to the Department
2 for a waiver of the ~~these~~ fees described under paragraph (7) on
3 a form prescribed by the Department.

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

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

21 (Source: P.A. 96-540, eff. 8-17-09; 96-1149, eff. 7-21-10;
22 96-1469, eff. 1-1-11; 97-333, eff. 8-12-11; 97-509, eff.
23 8-23-11; 97-813, eff. 7-13-12; 97-1014, eff. 1-1-13; revised
24 10-17-12.)".