

SENATE BILL NO. 249

April 11, 2023, Introduced by Senators HERTEL, MCMORROW, WOJNO, POLEHANKI, HUIZENGA, MCBROOM, MCDONALD RIVET, BAYER, SINGH and HOITENGA and referred to the Committee on Health Policy.

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

4 (a) Medical first responder.

5 (b) Emergency medical technician.

6 (c) Emergency medical technician specialist.

7 (d) Paramedic.

8 (e) Emergency medical services instructor-coordinator.

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

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

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

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

27 (6) "Emergency medical services system" means a comprehensive
28 and integrated arrangement of the personnel, facilities, equipment,
29 services, communications, medical control, and organizations

1 necessary to provide emergency medical services and trauma care
2 within a particular geographic region.

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

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

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

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

17 (b) Serious impairment of bodily function.

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

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

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

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

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

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

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

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

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

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

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

27 Sec. 20950. (1) An individual shall not practice or advertise
28 to practice as a medical first responder, emergency medical
29 technician, emergency medical technician specialist, paramedic, or

1 emergency medical services instructor-coordinator unless licensed
2 by the department under this section.

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

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

6 (b) Meets either of the following requirements:

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

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

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

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

1 approved or developed by the National Registry of Emergency Medical
2 Technicians or another organization with equivalent national
3 recognition and expertise in emergency medical services personnel
4 testing and approved by the department.

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

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

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

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

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

4 (d) Meets other requirements of this part.

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

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

1 (5) Except as otherwise provided in section 20952, a license
2 under this section is effective for 3 years from the date of
3 issuance unless revoked or suspended by the department.

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

7 (a) Medical first responder - no fee.

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

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

10 (d) Paramedic - \$80.00.

11 (e) Emergency medical services instructor-coordinator -
12 \$100.00.

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

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

1 (9) The department may charge a fee for an applicant taking
2 the examination described in section 20950(2)(c)(iii)(A), in an
3 amount that does not exceed the fee for an applicant taking the
4 examination described in section 20950(2)(c)(iii)(B).

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

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

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

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

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

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

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

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

- 10 (a) Medical first responder - no fee.
- 11 (b) Emergency medical technician - \$25.00.
- 12 (c) Emergency medical technician specialist - \$25.00.
- 13 (d) Paramedic - \$25.00.
- 14 (e) Emergency medical services instructor-coordinator -
 15 \$25.00.

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

- 20 (a) Medical first responder - \$50.00.
- 21 (b) Emergency medical technician - \$50.00.
- 22 (c) Emergency medical technician specialist - \$50.00.
- 23 (d) Paramedic - \$50.00.
- 24 (e) Emergency medical services instructor-coordinator -
 25 \$50.00.

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

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

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

1 her license renewal and is employed as a licensee under this part,
2 the applicant for renewal shall at that time pay the fee required
3 under subsection (2).

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