

1 AN ACT regarding emergency medical services.

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  
5 Act is amended by changing Sections 3.50, 3.55, and 3.155 as  
6 follows:

7 (210 ILCS 50/3.50)

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

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

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

24 (c) "Emergency Medical Technician-Paramedic" or "EMT-P"  
25 means a person who has successfully completed a course of  
26 instruction in advanced life support care as prescribed by  
27 the Department, is licensed by the Department in accordance  
28 with standards prescribed by this Act and rules adopted by  
29 the Department pursuant to this Act, and practices within an  
30 Advanced Life Support EMS System.

31 (d) The Department shall have the authority and

1 responsibility to:

2 (1) Prescribe education and training requirements,  
3 which includes training in the use of epinephrine, for  
4 all levels of EMT, based on the respective national  
5 curricula of the United States Department of  
6 Transportation and any modifications to such curricula  
7 specified by the Department through rules adopted  
8 pursuant to this Act;

9 (2) Prescribe licensure testing requirements for  
10 all levels of EMT, which shall include a requirement that  
11 all phases of instruction, training, and field experience  
12 be completed before taking the EMT licensure examination.  
13 Candidates may elect to take the National Registry of  
14 Emergency Medical Technicians 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;

18 (3) License individuals as an EMT-B, EMT-I, or  
19 EMT-P who have met the Department's education, training  
20 and testing requirements;

21 (4) Prescribe annual continuing education and  
22 relicensure requirements for all levels of EMT;

23 (5) Relicense individuals as an EMT-B, EMT-I, or  
24 EMT-P every 4 years, based on their compliance with  
25 continuing education and relicensure requirements;

26 (6) Grant inactive status to any EMT who qualifies,  
27 based on standards and procedures established by the  
28 Department in rules adopted pursuant to this Act;

29 (7) Charge each candidate for EMT a fee to be  
30 submitted with an application for a licensure  
31 examination;

32 (8) Suspend, revoke, or refuse to renew the license  
33 of an EMT, after an opportunity for a hearing, when  
34 findings show one or more of the following:

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

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

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

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

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

29           (G) The EMT has violated this Act or any rule  
30 adopted by the Department pursuant to this Act.

31           (e) In the event that any rule of the Department or an  
32 EMS Medical Director that requires testing for drug use as a  
33 condition for EMT licensure conflicts with or duplicates a  
34 provision of a collective bargaining agreement that requires

1 testing for drug use, that rule shall not apply to any person  
2 covered by the collective bargaining agreement.

3 (Source: P.A. 89-177, eff. 7-19-95.)

4 (210 ILCS 50/3.55)

5 Sec. 3.55. Scope of practice.

6 (a) Any person currently licensed as an EMT-B, EMT-I, or  
7 EMT-P may perform emergency and non-emergency medical  
8 services as defined in this Act, in accordance with his or  
9 her level of education, training and licensure, the standards  
10 of performance and conduct prescribed by the Department in  
11 rules adopted pursuant to this Act, and the requirements of  
12 the EMS System in which he or she practices, as contained in  
13 the approved Program Plan for that System.

14 (a-5) A person currently approved as a First Responder  
15 or licensed as an EMT-B, EMT-I, or EMT-P who has successfully  
16 completed a Department approved course in automated  
17 defibrillator operation and who is functioning within a  
18 Department approved EMS System may utilize such automated  
19 defibrillator according to the standards of performance and  
20 conduct prescribed by the Department in rules adopted  
21 pursuant to this Act and the requirements of the EMS System  
22 in which he or she practices, as contained in the approved  
23 Program Plan for that System.

24 (a-7) A person currently licensed as an EMT-B, EMT-I, or  
25 EMT-P who has successfully completed a Department approved  
26 course in the administration of epinephrine, shall be  
27 required to carry epinephrine with him or her as part of the  
28 EMT medical supplies whenever he or she is performing the  
29 duties of an emergency medical technician.

30 (b) A person currently licensed as an EMT-B, EMT-I, or  
31 EMT-P may only practice as an EMT or utilize his or her EMT  
32 license in pre-hospital or inter-hospital emergency care  
33 settings or non-emergency medical transport situations, under

1 the written or verbal direction of the EMS Medical Director.  
2 For purposes of this Section, a "pre-hospital emergency care  
3 setting" may include a location, that is not a health care  
4 facility, which utilizes EMTs to render pre-hospital  
5 emergency care prior to the arrival of a transport vehicle.  
6 The location shall include communication equipment and all of  
7 the portable equipment and drugs appropriate for the EMT's  
8 level of care, as required by this Act, rules adopted by the  
9 Department pursuant to this Act, and the protocols of the EMS  
10 Systems, and shall operate only with the approval and under  
11 the direction of the EMS Medical Director.

12 This Section shall not prohibit an EMT-B, EMT-I, or EMT-P  
13 from practicing within an emergency department or other  
14 health care setting for the purpose of receiving continuing  
15 education or training approved by the EMS Medical Director.  
16 This Section shall also not prohibit an EMT-B, EMT-I, or  
17 EMT-P from seeking credentials other than his or her EMT  
18 license and utilizing such credentials to work in emergency  
19 departments or other health care settings under the  
20 jurisdiction of that employer.

21 (c) A person currently licensed as an EMT-B, EMT-I, or  
22 EMT-P may honor Do Not Resuscitate (DNR) orders and powers of  
23 attorney for health care only in accordance with rules  
24 adopted by the Department pursuant to this Act and protocols  
25 of the EMS System in which he or she practices.

26 (d) A student enrolled in a Department approved  
27 emergency medical technician program, while fulfilling the  
28 clinical training and in-field supervised experience  
29 requirements mandated for licensure or approval by the System  
30 and the Department, may perform prescribed procedures under  
31 the direct supervision of a physician licensed to practice  
32 medicine in all of its branches, a qualified registered  
33 professional nurse or a qualified EMT, only when authorized  
34 by the EMS Medical Director.

1 (Source: P.A. 89-177, eff. 7-19-95; 90-440, eff. 1-1-98.)

2 (210 ILCS 50/3.155)

3 Sec. 3.155. General Provisions.

4 (a) Authority and responsibility for the EMS System  
5 shall be vested in the EMS Resource Hospital, through the EMS  
6 Medical Director or his designee.

7 (b) For an inter-hospital emergency or non-emergency  
8 medical transport, in which the physician from the sending  
9 hospital provides the EMS personnel with written medical  
10 orders, such written medical orders cannot exceed the scope  
11 of care which the EMS personnel are authorized to render  
12 pursuant to this Act.

13 (c) For an inter-hospital emergency or non-emergency  
14 medical transport of a patient who requires medical care  
15 beyond the scope of care which the EMS personnel are  
16 authorized to render pursuant to this Act, a qualified  
17 physician, nurse, perfusionist, or respiratory therapist  
18 familiar with the scope of care needed must accompany the  
19 patient and the transferring hospital and physician shall  
20 assume medical responsibility for that portion of the medical  
21 care.

22 (d) No emergency medical services vehicles or personnel  
23 from another State or nation may be utilized on a regular  
24 basis to pick up and transport patients within this State  
25 without first complying with this Act and all rules adopted  
26 by the Department pursuant to this Act.

27 (e) This Act shall not prevent emergency medical  
28 services vehicles or personnel from another State or nation  
29 from rendering requested assistance in this State in a  
30 disaster situation, or operating from a location outside the  
31 State and occasionally transporting patients into this State  
32 for needed medical care. Except as provided in Section 31 of  
33 this Act, this Act shall not provide immunity from liability

1 for such activities.

2 (f) Except as provided in subsection (e) of this  
3 Section, no person or entity shall transport emergency or  
4 non-emergency patients by ambulance, SEMSV, or medical  
5 carrier without first complying with the provisions of this  
6 Act and all rules adopted pursuant to this Act.

7 (g) Nothing in this Act or the rules adopted by the  
8 Department under this Act shall be construed to authorize any  
9 medical treatment to or transportation of any person who  
10 objects on religious grounds.

11 (h) Patients, individuals who accompany a patient, and  
12 emergency medical services personnel may not smoke while  
13 inside an ambulance or SEMSV. The Department of Public  
14 Health may impose a civil penalty on an individual who  
15 violates this subsection in the amount of \$100.

16 (Source: P.A. 89-177, eff. 7-19-95.)

17 Section 99. Effective date. This Act takes effect upon  
18 becoming law.