

1. Title of Bill, 2. Number of pages, 3. Date of introduction, 4. Date of passage, 5. Date of filing

FILED JAN 11 1988

Reprinted 3/88

SENATE FILE 2019
BY DIELEMAN

Passed Senate, Date 3/17/88 Passed House, Date _____
Vote: Ayes 44 Nays 1 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the credentialing and regulation of
2 respiratory care practitioners.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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SF 2019

1 Section 1. Section 135F.1, subsections 1, 3, and 4, Code
2 1987, are amended to read as follows:

3 1. "Respiratory care practitioner" or "practitioner" means
4 a person who ~~has-qualified~~ qualifies as a respiratory
5 therapist or respiratory therapy technician. ~~Neither-term~~
6 ~~refers-to-a-person-currently-working-in-the-field-of~~
7 ~~respiratory-care-who-does-not-become-certified-under-this~~
8 ~~chapter-~~

9 3. "Respiratory therapist" means a ~~respiratory-care-prac-~~
10 ~~titioner~~ person who has successfully completed a respiratory
11 therapy training program, and has passed the registry
12 examination for respiratory therapists administered by the
13 national board for respiratory care ~~and-passed~~ or a
14 respiratory therapy certification examination approved by the
15 department. Two years of supervised clinical experience in an
16 acceptable location for the practice of respiratory care, as
17 described in section 135F.4, may be substituted for the
18 completion of a respiratory therapy training program.

19 4. "Respiratory therapy technician" means a ~~respiratory~~
20 ~~care-practitioner~~ person who has successfully completed a
21 respiratory therapy training program, and has passed the
22 certification examination for respiratory therapy technicians
23 administered by the national board for respiratory care ~~and~~
24 ~~passed~~ or a respiratory therapy technicians' certification
25 examination approved by the department. Two years of
26 supervised clinical experience in an acceptable location for
27 the practice of respiratory care, as described in section
28 135F.4, may be substituted for the completion of a respiratory
29 therapy training program.

30 Sec. 2. Section 135F.2, unnumbered paragraph 1, Code 1987,
31 is amended to read as follows:

32 "Respiratory care as a practice" means a health care
33 profession, under ~~medical-direction~~ a medical director,
34 employed in the therapy, management, rehabilitation,
35 diagnostic evaluation, and care of patients with deficiencies

1 and abnormalities which affect the pulmonary system and
2 associated aspects of cardiopulmonary and other systems'
3 functions, and includes all of the following:

4 Sec. 3. Section 135F.6, subsection 2, Code 1987, is
5 amended to read as follows:

6 2. The establishment ~~and-collection-of-fees~~ of a system
7 for the registration certification of respiratory care
8 practitioners and the establishment and collection of
9 certification fees. The fees charged shall be sufficient to
10 defray the costs of administration of this chapter and all
11 fees collected shall be deposited with the treasurer of state
12 who shall deposit them in the general fund of the state.

13 Sec. 4. Section 135F.7, Code 1987, is amended to read as
14 follows:

15 135F.7 REPRESENTATION.

16 A person who is qualified as a respiratory care
17 practitioner and is ~~registered-with~~ certified by the
18 department may use the title "respiratory care practitioner"
19 or the letters R.C.P. after the person's name to indicate that
20 the person is a qualified respiratory care practitioner
21 ~~registered-with~~ certified by the department. No other person
22 is entitled to use the title or letters or any other title or
23 letters that indicate or imply that the person is a
24 respiratory care practitioner, nor may a person make any
25 representation, orally or in writing, expressly or by
26 implication, that the person is a ~~registered~~ certified
27 respiratory care practitioner. ~~A-person-working-in-the-field~~
28 ~~of-respiratory-care-on-July-1,-1985-shall-be-permitted-to~~
29 ~~continue-to-do-so-except-that-the-person-shall-not-be-entitled~~
30 ~~to-designate-or-refer-to-themselves-as-a-"respiratory-care~~
31 ~~practitioner"-or-use-the-letters-R.C.P.-after-the-person's~~
32 ~~name-~~

33 Sec. 5. Section 135F.11, Code 1987, is amended to read as
34 follows:

35 135F.11 CONTINUING EDUCATION.

1 After July 1, ~~1988~~ 1989, a respiratory care practitioner
2 shall submit evidence satisfactory to the department that
3 during the year preceding renewal of certification the
4 practitioner has completed continuing education courses as
5 prescribed by the department. In lieu of the continuing
6 education, a person may successfully complete the most current
7 version of the certification examination.

8 Sec. 6. NEW SECTION. 135F.14 CERTIFICATION REQUIRED --
9 EXCEPTIONS.

10 1. Except as otherwise provided in this section, a person
11 shall not engage in the practice of respiratory care unless
12 the person has obtained a certificate from the department.

13 2. This chapter does not prohibit the performance of
14 respiratory care procedures by a person who is licensed to
15 practice a health profession covered by chapter 147, has
16 passed an examination which meets the standards of the
17 national commission for health certifying agencies, and is
18 trained in the performance of those respiratory care
19 procedures.

20 3. A person working in the field of respiratory care on
21 July 1, 1985, may continue to do so without meeting the
22 certification or continuing education requirements of this
23 chapter, but the person shall not claim to be a "respiratory
24 care practitioner" or use the letters R.C.P. after the
25 person's name.

26 Sec. 7. Section 258A.1, subsection 1, Code Supplement
27 1987, is amended by adding the following new paragraph:

28 NEW PARAGRAPH. z. The Iowa department of public health in
29 certifying respiratory care practitioners pursuant to chapter
30 135F.

31 EXPLANATION

32 Currently, chapter 135F of the Code gives title protection
33 to each respiratory care practitioner who is registered with
34 the Iowa Department of Public Health and has completed a
35 training program and passed national and state examinations.

1 Although a person who is not registered may not claim to be a
2 "respiratory care practitioner", there is no prohibition
3 against that person's engaging in the practice of respiratory
4 care.

5 This bill revises chapter 135F to provide more than mere
6 title protection. Under the new provisions, a person could
7 not engage in the practice of respiratory care unless the
8 person has obtained a certificate from the Iowa Department of
9 Public Health. However, exemptions are provided for persons
10 licensed in another health profession and for persons who were
11 working in the field of respiratory care on July 1, 1985.

12 The bill also changes the examination requirement so that a
13 person need not have passed both a national and a state
14 examination to qualify as a respiratory care practitioner.
15 Passage of either the national or the state examination would
16 be sufficient.

17 Requirements for the submission of evidence of continuing
18 education would be deferred from July 1, 1988 to July 1, 1989.

19 Further, the bill makes applicable to the certification of
20 respiratory care practitioners the requirements of chapter
21 258A of the Code relating to continuing education and
22 disciplinary and other procedures with respect to professional
23 and occupational licensing, certification, and registration.

24 The bill takes effect July 1, 1988.

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1 Section 1. Section 135F.1, subsections 1, 3, and 4, Code
2 1987, are amended to read as follows:

3 1. "Respiratory care practitioner" or "practitioner" means
4 a person who ~~has-qualified~~ qualifies as a respiratory
5 therapist or respiratory therapy technician. ~~Neither-term~~
6 ~~refers-to-a-person-currently-working-in-the-field-of~~
7 ~~respiratory-care-who-does-not-become-certified-under-this~~
8 ~~chapter.~~

9 3. "Respiratory therapist" means a ~~respiratory-care-prac-~~
10 ~~titioner~~ person who has successfully completed a respiratory
11 therapy training program, and has passed the registry
12 examination for respiratory therapists administered by the
13 national board for respiratory care ~~and-passed~~ or a
14 respiratory therapy certification examination approved by the
15 department. Two years of supervised clinical experience in an
16 acceptable location for the practice of respiratory care, as
17 described in section 135F.4, may be substituted for the
18 completion of a respiratory therapy training program.

19 4. "Respiratory therapy technician" means a ~~respiratory~~
20 ~~care-practitioner~~ person who has successfully completed a
21 respiratory therapy training program, and has passed the
22 certification examination for respiratory therapy technicians
23 administered by the national board for respiratory care ~~and~~
24 ~~passed~~ or a respiratory therapy technicians' certification
25 examination approved by the department. Two years of
26 supervised clinical experience in an acceptable location for
27 the practice of respiratory care, as described in section
28 135F.4, may be substituted for the completion of a respiratory
29 therapy training program.

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33 profession, under ~~medical-direction~~ a medical director,
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35 diagnostic evaluation, and care of patients with deficiencies

1 and abnormalities which affect the pulmonary system and
2 associated aspects of cardiopulmonary and other systems'
3 functions, and includes all of the following:

4 Sec. 3. Section 135F.6, subsection 2, Code 1987, is
5 amended to read as follows:

6 2. The establishment ~~and-collection-of-fees~~ of a system
7 for the ~~registration~~ certification of respiratory care
8 practitioners and the establishment and collection of
9 certification fees. The fees charged shall be sufficient to
10 defray the costs of administration of this chapter and all
11 fees collected shall be deposited with the treasurer of state
12 who shall deposit them in the general fund of the state.

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17 practitioner and is ~~registered-with~~ certified by the
18 department may use the title "respiratory care practitioner"
19 or the letters R.C.P. after the person's name to indicate that
20 the person is a qualified respiratory care practitioner
21 ~~registered-with~~ certified by the department. No other person
22 is entitled to use the title or letters or any other title or
23 letters that indicate or imply that the person is a
24 respiratory care practitioner, nor may a person make any
25 representation, orally or in writing, expressly or by
26 implication, that the person is a ~~registered~~ certified
27 respiratory care practitioner. ~~A-person-working-in-the-field~~
28 ~~of-respiratory-care-on-July-17-1985-shall-be-permitted-to~~
29 ~~continue-to-do-so-except-that-the-person-shall-not-be-entitled~~
30 ~~to-designate-or-refer-to-themselves-as-a-"respiratory-care~~
31 ~~practitioner"-or-use-the-letters-R.C.P.-after-the-person's~~
32 ~~name-~~

33 Sec. 5. Section 135F.11, Code 1987, is amended to read as
34 follows:

35 135F.11 CONTINUING EDUCATION.

1 After July 1, ~~1988~~ 1989, a respiratory care practitioner
2 shall submit evidence satisfactory to the department that
3 during the year preceding renewal of certification the
4 practitioner has completed continuing education courses as
5 prescribed by the department. In lieu of the continuing
6 education, a person may successfully complete the most current
7 version of the certification examination.

8 Sec. 6. NEW SECTION. 135F.14 CERTIFICATION REQUIRED --
9 EXCEPTIONS.

10 1. Except as otherwise provided in this section, a person
11 shall not engage in the practice of respiratory care unless
12 the person has obtained a certificate from the department.

13 2. This chapter does not prohibit the performance of
14 respiratory care procedures by a person who is licensed to
15 practice a health profession covered by chapter 147.

16 3. This chapter does not prohibit the performance of
17 respiratory care procedures by a first responder, emergency
18 rescue technician, emergency medical technician-ambulance,
19 advanced emergency medical care provider or other person
20 functioning as part of a rescue unit.

21 4. A person working in the field of respiratory care on
22 July 1, 1985, may continue to do so without meeting the
23 certification or continuing education requirements of this
24 chapter, but the person shall not claim to be a "respiratory
25 care practitioner" or use the letters R.C.P. after the
26 person's name.

27 Sec. 7. Section 258A.1, subsection 1, Code Supplement
28 1987, is amended by adding the following new paragraph:

29 NEW PARAGRAPH. z. The Iowa department of public health in
30 certifying respiratory care practitioners pursuant to chapter
31 135F.

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SENATE FILE 2019

S-5335

- 1 Amend the Committee amendment, S-5207, to Senate
- 2 File 2019, as follows:
- 3 1. Page 1, by inserting after line 1 the
- 4 following:
- 5 "____. Page 2, by striking lines 27 through 32 and
- 6 inserting the following: "respiratory care
- 7 practitioner. A person working in the field of
- 8 respiratory care on July 1, 1985 shall be permitted to
- 9 continue to do so except that the person shall not be
- 10 entitled to designate or refer to themselves as a
- 11 "respiratory care practitioner" or use the letters
- 12 R.C.P. after the person's name.""
- 13 2. Page 1, line 2, by striking the words "15
- 14 through 19 and" and inserting the following: "8
- 15 through 30."
- 16 3. Page 1, by striking lines 3 and 4.
- 17 4. By renumbering as necessary.

S-5335

Filed March 11, 1988

Lost 3/14 (p. 722)

BY EDGAR H. HOLDEN

JULIA GENTLEMAN

SENATE FILE 2019

S-5336

- 1 Amend Senate File 2019 as follows:
- 2 1. Page 2, by striking lines 27 through 32 and
- 3 inserting the following: "respiratory care
- 4 practitioner. A person working in the field of
- 5 respiratory care on July 1, 1985 shall be permitted to
- 6 continue to do so except that the person shall not be
- 7 entitled to designate or refer to themselves as a
- 8 "respiratory care practitioner" or use the letters
- 9 R.C.P. after the person's name."
- 10 2. Page 3, by striking lines 8 through 30.

S-5336

Filed March 11, 1988

Believed to be 3/14 (p. 722)

BY EDGAR H. HOLDEN

JULIA GENTLEMAN

SENATE FILE 2019

S-5356

- 1 Amend Amendment S-5268 to Senate File 2019 as
- 2 follows:
- 3 1. Page 1, line 7, by inserting after the word
- 4 "technician-ambulance," the following: "advanced
- 5 emergency medical care provider".

S-5356

Filed March 14, 1988

ADOPTED
(p. 750)

BY C. JOSEPH COLEMAN

SENATE FILE 2019

S-5207

- 1 Amend Senate File 2019 as follows:
- 2 1. Page 3, by striking lines 15 through 19 and
- 3 inserting the following: "practice a health
- 4 profession covered by chapter 147."

S-5207

Filed March 2, 1988

Adopted 3/14 (p. 780)

BY COMMITTEE ON STATE GOVERNMENT
BOB CARR, Chairperson

SENATE FILE 2019

S-5268

- 1 Amend Senate File 2019 as follows:
- 2 1. Page 3, by inserting after line 19 the
- 3 following:
- 4 "_____. This chapter does not prohibit the
- 5 performance of respiratory care procedures by a first
- 6 responder, emergency rescue technician, emergency
- 52567 medical technician-ambulance, or other person
- 8 functioning as part of a rescue unit."
- 9 2. By numbering and renumbering as necessary.

S-5268

Filed March 8, 1988

Adopted as amended by 5356 3/14 (p. 784)

BY C. JOSEPH COLEMAN

SENATE FILE 2019

S-5311

- 1 Amend Senate File 2019 as follows:
- 2 1. Page 3, line 21, by striking the figure "1985"
- 3 and inserting the following: "1988".

S-5311

Filed March 10, 1988

Line 31 (p. 787)

BY EDGAR H. HOLDEN
JULIA GENTLEMAN

SENATE FILE 2019

H-6131

1 Amend Senate File 2019, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 3, line 20, by striking the words "part
4 of a rescue unit" and inserting the following: "a
5 member of an ambulance, rescue, or first response
6 service".

7 2. Page 3, by inserting after line 26 the
8 following:

9 "Sec. _____. Section 147A.1, subsection 1, paragraph
10 e, Code 1987, is amended to read as follows:

11 e. Any other medical procedure approved by the
12 board, by rule, as appropriate to be performed by
13 advanced first responders, advanced EMTs, and
14 paramedics who have been trained in that procedure.

15 Sec. _____. Section 147A.1, subsection 3, Code 1987,
16 is amended to read as follows:

17 3. "Basic-EMT" "Emergency medical technician-
18 ambulance" means an individual who has satisfactorily
19 completed the United States department of
20 transportation's prescribed course for basic EMTs, as
21 modified for this state, and adopted by rule by the
22 board certified as provided in section 147.1,
23 subsection 11, but who is not certified to perform any
24 of the procedures listed in subsection 1.

25 Sec. _____. Section 147A.1, Code 1987, is amended by
26 adding the following new subsection after subsection 3
27 and renumbering the subsequent subsections:

28 NEW SUBSECTION. 4. "Advanced first responder"
29 means an individual certified as provided in section
30 147.1, subsection 9, who is also trained and certified
31 by the board to use an automated external
32 defibrillator.

33 Sec. _____. Section 147A.4, Code 1987, is amended to
34 read as follows:

35 147A.4 RULEMAKING AUTHORITY.

36 1. The department shall adopt rules required or
37 authorized by this chapter pertaining to the operation
38 of ambulance services, and rescue squad services, and
39 first response services which have received
40 authorization under section 147A.5 to utilize the
41 services of certified advanced first responders,
42 advanced EMTs, or paramedics. These rules shall
43 include, but need not be limited to, requirements
44 concerning physician supervision, necessary equipment
45 and staffing, and reporting by ambulance services, and
46 rescue squad services, and first response services
47 which have received the authorization pursuant to
48 section 147A.5.

49 2. The board shall adopt rules required or
50 authorized by this chapter pertaining to the

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1 examination and certification of advanced first
2 responders, advanced EMTs, and paramedics. These
3 rules shall include, but need not be limited to,
4 requirements concerning prerequisites, training, and
5 experience for advanced first responders, advanced
6 EMTs, and paramedics and procedures for determining
7 when individuals have met these requirements.

8 The board shall establish the fee for the
9 examination of the advanced first responders, advanced
10 EMTs, and paramedics to cover the administrative costs
11 of the examination program.

12 Sec. ____ . Section 147A.5, subsections 1 and 3,
13 Code 1987, are amended to read as follows:

14 1. An ambulance service, or rescue squad service,
15 or first response service in this state regularly
16 ~~engaged-in-transporting-patients~~, that desires to
17 provide advanced emergency medical care before or
18 during the transportation, of a patient shall apply to
19 the department for authorization to establish a
20 program utilizing certified advanced first responders,
21 advanced EMTs, or paramedics for delivery of the care
22 at the scene of an emergency, during transportation to
23 a hospital, or while in the hospital emergency
24 department, and until care is directly assumed by a
25 physician or by authorized hospital personnel.

26 3. The department may deny an application for
27 authorization to establish a program utilizing the
28 services of certified advanced first responders,
29 advanced EMTs, or paramedics, or may place on
30 probation, suspend, or revoke existing authorization
31 if the department finds reason to believe the program
32 has not been or will not be operated in compliance
33 with this chapter and the rules adopted pursuant to
34 this chapter, or that there is insufficient assurance
35 of adequate protection for the public. The denial or
36 period of probation, suspension, or revocation shall
37 be effected and may be appealed as provided by section
38 17A.12.

39 Sec. ____ . Section 147A.6, Code 1987, is amended to
40 read as follows:

41 147A.6 ADVANCED FIRST RESPONDER, ADVANCED EMT, AND
42 PARAMEDIC CERTIFICATES -- RENEWAL.

43 1. The board, upon application and receipt of the
44 prescribed fee, shall issue a certificate attesting to
45 the qualifications of an individual who has met all of
46 the requirements for advanced first responder,
47 advanced EMT, or paramedic certification established
48 by the rules promulgated under section 147A.4,
49 subsection 2.

50 2. An advanced first responder, advanced EMT, or

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1 paramedic certificate is valid for the multiyear
2 period determined by the board, unless sooner
3 suspended or revoked. The certificate shall be
4 renewed upon application of the holder and receipt of
5 the prescribed fee if the holder has satisfactorily
6 completed continuing medical education programs as
7 required by rule.

8 Sec. ____ . Section 147A.7, subsection 1, unnumbered
9 paragraph 1, Code 1987, is amended to read as follows:

10 The board may deny an application for issuance or
11 renewal of an advanced first responder, advanced EMT,
12 or paramedic certificate, or suspend or revoke the
13 certificate when it finds that the applicant or
14 certificate holder is guilty of any of the following
15 acts or offenses:

16 Sec. ____ . Section 147A.7, subsection 1, paragraphs
17 j and k, Code 1987, are amended to read as follows:

18 j. Violating a statute of this state, another
19 state, or the United States, without regard to its
20 designation as either a felony or misdemeanor, which
21 relates to the practice of an advanced first
22 responder, advanced EMT, or paramedic. A copy of the
23 record of conviction or plea of guilty is conclusive
24 evidence of the violation.

25 k. Having certification to practice as an advanced
26 first responder, advanced EMT, or paramedic revoked or
27 suspended, or having other disciplinary action taken
28 by a licensing or certifying authority of another
29 state, territory, or country. A certified copy of the
30 record or order of suspension, revocation, or
31 disciplinary action is conclusive or prima facie
32 evidence.

33 Sec. ____ . Section 147A.8, Code 1987, is amended to
34 read as follows:

35 147A.8 AUTHORITY OF CERTIFIED ADVANCED FIRST
36 RESPONDER, ADVANCED EMT, OR PARAMEDIC.

37 An advanced first responder, advanced EMT, or
38 paramedic properly certified under this chapter may:

39 1. Render advanced emergency medical care, rescue,
40 and lifesaving services in those areas for which the
41 advanced first responder, advanced EMT, or paramedic
42 is certified, as defined and approved in accordance
43 with the rules of the board, at the scene of an
44 emergency, during transportation to a hospital or
45 while in the hospital emergency department, and until
46 care is directly assumed by a physician or by
47 authorized hospital personnel.

48 2. Function in any hospital when:

49 a. Enrolled as a student or participating as a
50 preceptor in a training program approved by the board;

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1 or

2 b. Fulfilling continuing education requirements as
3 defined by rule; or

4 c. Employed by or assigned to a hospital as a
5 member of an authorized ambulance service, or rescue
6 squad, or first response service, for prehospital
7 care, by rendering lifesaving services in the facility
8 in which employed or assigned pursuant to the advanced
9 first responder's, advanced EMT's, or paramedic's
10 certification and under the direct supervision of a
11 physician or registered nurse. When the physician or
12 registered nurse cannot directly assume emergency care
13 of the patient, the advanced first responder, advanced
14 EMT, or paramedic may perform without direct
15 supervision advanced emergency medical care procedures
16 for which that individual is certified if in the
17 judgment of the physician or registered nurse the life
18 of the patient is in immediate danger and such care is
19 required to preserve the patient's life; or

20 d. Employed by or assigned to a hospital as a
21 member of an authorized ambulance service, or rescue
22 squad, or first response service for prehospital care
23 to perform nonlifesaving procedures for which those
24 individuals have been trained and are designated in a
25 written job description. Such procedures may be
26 performed after the patient is observed by and when
27 the advanced first responder, advanced EMT, or
28 paramedic is under the supervision of the physician or
29 registered nurse and where the procedure may be
30 immediately abandoned without risk to the patient.

31 Sec. ____ . Section 147A.10, Code 1987, is amended
32 to read as follows:

33 147A.10 EXEMPTIONS FROM LIABILITY IN CERTAIN
34 CIRCUMSTANCES.

35 1. A physician or physician's designee who gives
36 orders, either directly or via communications
37 equipment from some other point, to an appropriately
38 certified advanced first responder, advanced EMT, or
39 paramedic at the scene of an emergency, and an
40 appropriately certified advanced first responder,
41 advanced EMT, or paramedic following the orders, are
42 not subject to criminal liability by reason of having
43 issued or executed the orders, and are not liable for
44 civil damages for acts or omissions relating to the
45 issuance or execution of the orders unless the acts or
46 omissions constitute recklessness.

47 2. A physician, physician's designee, advanced
48 first responder, advanced EMT, or paramedic shall not
49 be subject to civil liability solely by reason of
50 failure to obtain consent before rendering emergency

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1 medical, surgical, hospital or health services to any
2 individual, regardless of age, when the patient is
3 unable to give consent for any reason and there is no
4 other person reasonably available who is legally
5 authorized to consent to the providing of such care.

6 3. An act of commission or omission of any
7 appropriately certified advanced first responder,
8 advanced EMT, or paramedic while rendering advanced
9 emergency medical care under the responsible
10 supervision and control of a physician to a person who
11 is deemed by them to be in immediate danger of serious
12 injury or loss of life, shall not impose any liability
13 upon the certified advanced first responder, advanced
14 EMT, or paramedic, the supervising physician, or any
15 hospital, or upon the state, or any county, city or
16 other political subdivision, or the employees of any
17 of these entities; provided that this section shall
18 not relieve any person of liability for civil damages
19 for any act of commission or omission which
20 constitutes recklessness.

21 Sec. ____ . Section 147A.11, Code 1987, is amended
22 to read as follows:

23 147A.11 PROHIBITED ACTS.

24 1. Any person not certified as required by this
25 chapter who claims to be an advanced first responder,
26 advanced EMT, or a paramedic, or who uses any other
27 term to indicate or imply that the person is an
28 advanced first responder, advanced EMT, or a
29 paramedic, or who acts as an advanced first responder,
30 advanced EMT, or a paramedic without having obtained
31 the appropriate certificate under this chapter, is
32 guilty of a class "D" felony.

33 2. An owner of an unauthorized ambulance service,
34 or rescue squad service, or first response service in
35 this state who operates or purports to operate an
36 authorized ambulance service, or rescue squad services
37 service, or first response service, or who uses any
38 term to indicate or imply such authorization without
39 having obtained the appropriate authorization under
40 this chapter, is guilty of a class "D" felony.

41 3. Any person who imparts or conveys, or causes to
42 be imparted or conveyed, or attempts to impart or
43 convey false information concerning the need for
44 assistance of an ambulance service, or a rescue squad
45 service, or a first response service, or of any
46 personnel or equipment thereof, knowing such
47 information to be false, is guilty of a serious
48 misdemeanor.

49 Sec. ____ . Section 147A.12, subsection 1, Code
50 1987, is amended to read as follows:

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Page Six

- 1 1. This chapter does not restrict a registered
- 2 nurse, licensed pursuant to chapter 152, from staffing
- 3 an authorized ambulance service, or rescue squad
- 4 service, provided or first response service if the
- 5 registered nurse can document equivalency through
- 6 education and additional skills training essential in
- 7 the delivery of prehospital emergency care. The
- 8 equivalency shall be accepted when:
- 9 a. Documentation has been reviewed and approved at
- 10 the local level by the medical director of the
- 11 ambulance, or rescue squad service, or first response
- 12 service in accordance with the rules of the board of
- 13 nursing developed jointly with the board of medical
- 14 examiners.
- 15 b. Authorization has been granted to that
- 16 ambulance, or rescue squad service, or first response
- 17 service by the council."
- 18 3. Title page, by striking lines 1 and 2 and
- 19 inserting the following: "An Act relating to health
- 20 care personnel, providing for the credentialing and
- 21 regulation of respiratory care practitioners,
- 22 providing certain exemptions for ambulance, rescue,
- 23 and first response services, providing for the
- 24 certification of advanced first responders, making
- 25 penalties applicable, and providing properly related
- 26 matters."
- 27 4. By renumbering as necessary.

BY HAMMOND of Story	BLANSHAN of Greene
STROMER of Hancock	RENAUD of Polk
H-6131 FILED MARCH 30, 1988	DE GROOT of Lyon

SENATE FILE 2019

H-5907

- 1 Amend Senate File 2019, as amended, passed and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, by striking lines 10 through 12.
- 4 2. Page 3, line 15, by inserting after the figure
- 5 "147" the following: "or certified under chapter
- 6 147A".
- 7 3. Page 3, line 22, by striking the figure "1985"
- 8 and inserting the following: "1988".
- 9 4. By renumbering as necessary.

By COMMITTEE ON STATE GOVERNMENT
BLANSHAN of Greene, Chairperson

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