

**ARTICLE 33-36**  
**PARAMEDICINE AND EMERGENCY MEDICAL SERVICES PERSONNEL**

Chapter	
33-36-01	<u>Paramedicine and Emergency Medical Services Personnel Training, Testing, Certification, Recognition, and Licensure</u>
33-36-02	Licensing of Emergency Medical Services Training Institutions
33-36-03	Scope of Practice for Unlicensed Emergency Medical Services Personnel
33-36-04	Scope of Practice for Emergency Medical Services Professionals

**CHAPTER 33-36-01**  
**PARAMEDICINE AND EMERGENCY MEDICAL SERVICES PERSONNEL TRAINING, TESTING, CERTIFICATION, RECOGNITION, AND LICENSURE**

Section	
33-36-01-01	Definitions
33-36-01-02	<u>Paramedicine and Emergency Medical Services Training Courses</u>
33-36-01-03	Training, Testing, Certification, Recognition, and Licensure Standards for <del>Primary Certification Courses</del> <u>Paramedicine and Emergency Medical Services Personnel</u>
33-36-01-03.1	Limited Temporary Certification or Licensure of Emergency Medical Services Training Course Graduates <u>[Repealed]</u>
33-36-01-03.2	Continuing Education
33-36-01-04	Training, Testing, and Certification Standards for Certification Scope Enhancement Courses <u>[Repealed]</u>
33-36-01-04.1	Training, Testing, and Certification Standards for Certification Refresher Courses <u>[Repealed]</u>
33-36-01-05	Denial, Suspension, or Revocation of Certification, <u>Recognition</u> , or Licensure
33-36-01-05.1	Criminal History Background Checks
33-36-01-06	Revocation Process
33-36-01-07	Hearing
33-36-01-08	Waivers

**SECTION 1.** Section 33-36-01-01 is amended as follows:

**33-36-01-01. Definitions.**

Words defined in North Dakota Century Code chapter 23-27 have the same meaning in this chapter.

1. "~~Accrediting agency~~ Advanced emergency medical technician" means the ~~commission on accreditation on allied health education programs or its equivalent~~ an individual certified by the national registry as an advanced

emergency medical technician. An advanced emergency medical technician is eligible for licensure as an intermediate care paramedic upon completion of a license application and approval by the department.

2. "Cardiopulmonary resuscitation", initial and refresher, means the American heart association health care provider standards or its equivalent which includes the following skills: adult one-person and two-person cardiopulmonary resuscitation, adult obstructed airway, child one-person and two-person cardiopulmonary resuscitation, child obstructed airway, infant one-person and two-person cardiopulmonary resuscitation, infant obstructed airway, and automated external defibrillator.
3. ~~"Certification scope enhancement programs" means those certification programs which add additional skills to or refresh existing skills obtained from the primary certification programs.~~
4. ~~"Continuing education coordinator" means an individual who is licensed to conduct limited courses including continuing education courses, refresher courses, and scope enhancement courses.~~ "Clinical and field internship preceptor" means a qualified individual designated by a paramedicine instructor or emergency medical services training institute to supervise a student during clinical or field internship training.
- 5.4. "Community paramedic" means a paramedicine professional that has completed a department-approved education program and has demonstrated competence in the provision of health education, health monitoring, and health services beyond the roles of traditional emergency care and transportation and in conjunction with medical direction. The specific roles and services must be determined by community health needs and in collaboration with primary or specialty care, or public health, and with the approval of medical direction.
5. ~~"Department" means the state department of health and human services.~~
6. ~~"Emergency medical services instructor/technician" means an individual who is licensed to conduct the full scope of courses including continuing education courses, refresher courses, and scope enhancement courses, as well as initial primary education courses that include emergency medical responder, certified by the national registry as an emergency medical technician, emergency medical technician-intermediate/85, advanced. An emergency medical technician, emergency medical technician-intermediate/99, and paramedic is eligible for licensure as a primary care paramedic upon completion of a license application and approval by the department.~~
7. "Equivalent" means training of equal or greater value which accomplishes

the same results as determined by the department.

8. ~~"Field internship preceptor" means a qualified person designated by an emergency medical services instructor to supervise a student during field internship training.~~
9. ~~—"National registry" means the national registry of emergency medical technicians located in Columbus, Ohio.~~
- ~~10-9.~~ "On call" means that an individual is expected to be available for emergency response when called by telephone, mobile communications application, radio, or pager and report after notification.
- ~~11. —"Prehospital emergency medical services personnel" are those persons certified or licensed under the programs defined in this chapter.~~
- ~~12-10.~~ "Primary certification programs Paramedic" means those certification programs which integrate a broad base of skills necessary to perform within a level of the emergency medical services system as determined an individual licensed by the department as a primary care paramedic, intermediate care paramedic, or advanced care paramedic. Paramedics work in a variety of clinical settings such as emergency medical services, ambulance services, hospitals, and clinics as well as non-clinical roles, such as education, leadership, public health, and research. Paramedics possess complex knowledge and skills, a broad scope of practice and are an essential part of the healthcare system. Paramedics practice under medical direction, often in unscheduled, unpredictable, or dynamic settings.
11. "Paramedicine" means a domain of practice and health profession that specializes across a range of settings including emergency and primary care.
12. "Paramedicine instructor" means an individual who is recognized to conduct emergency medical services courses including continuing education courses.

**History:** Effective April 1, 1992; amended effective August 1, 2003; January 1, 2006; January 1, 2008; July 1, 2010; January 1, 2024.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3

**SECTION 2.** Section 33-36-01-02 is amended as follows:

**33-36-01-02. Emergency Paramedicine and emergency medical services training courses.**

The department shall ~~establish training, testing, and certification requirements for~~ recognizes the following paramedicine and emergency medical services courses and personnel:

1. ~~Primary certification courses~~ Courses leading to national registry certification:
  - a. Emergency medical responder;
  - b. Emergency medical technician;
  - c. ~~Emergency medical technician-intermediate/85;~~
  - d. ~~Emergency medical technician-intermediate/99;~~
  - e. ~~Advanced emergency medical technician; and~~
  - f. ~~Advanced first-aid ambulance attendant;~~
  - g. ~~Emergency vehicle operations;~~
  - h. ~~Emergency medical dispatch; and~~
  - i. ~~Automobile extrication.~~
  - d. Paramedic.
2. ~~Certification scope enhancement courses:~~
  - a. ~~Intravenous maintenance;~~
  - b. ~~Automobile extrication instructor;~~
  - c. ~~Emergency medical services instructor;~~
  - d. ~~Epinephrine administration;~~
  - e. ~~Dextrose administration;~~
  - f. ~~Bronchodilator/nebulizer administration;~~
  - g. ~~Limited advanced airway insertion;~~
  - h. ~~Emergency vehicle operations instructor; and~~
  - i. ~~Continuing education coordinator.~~

3. ~~Certification refresher courses~~Courses requiring current department licensure that provide supplementary qualifications and additional recognition by the department:
- a. ~~Emergency medical responder-refresher;~~
  - b. ~~Emergency medical technician-basic refresher;~~
  - c. ~~Emergency medical technician-intermediate/85 refresher;~~
  - d. ~~Emergency medical technician-intermediate/99 refresher;~~
  - e. ~~Advanced emergency medical technician refresher; and~~
  - f. ~~Paramedic refresher~~Paramedicine instructor; and
  - b. Community paramedic.

**History:** Effective April 1, 1992; amended effective October 1, 1992; August 1, 1994; August 1, 2003; August 1, 2004; January 1, 2006; January 1, 2008; July 1, 2010; January 1, 2024.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3

**SECTION 3.** Section 33-36-01-03 is amended as follows:

**33-36-01-03. Training, testing, certification, recognition, and licensure standards for ~~primary certification courses~~paramedicine and emergency medical services personnel.**

The department shall authorize ~~the conduct of all~~ courses, ~~the testing of students, and the certification or licensure of personnel when application has been made on forms requested from and provided leading to approval, certification, recognition, or licensure by the department prior to conducting the course and in the manner specified by the department~~being conducted in North Dakota contingent upon the course being offered by a licensed emergency medical services training institute and on the following requirements:

- 1. Emergency medical responder:
  - a. Curriculum~~Course.~~ The~~A~~ course curriculum~~conducted in North Dakota must be that issued~~adhere to the national emergency medical services education standards for emergency medical responders as published by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department. Prior to student eligibility for certification by the national registry, competency in the required

knowledge and skills must be verified by a North Dakota recognized paramedicine instructor or North Dakota licensed emergency medical services training institute.

- b. ~~Textbooks. The department shall approve textbooks.~~
- e. ~~Course coordinator~~instructors. ~~The course coordinator~~Course instructors must be ~~licensed~~approved by the department as ~~an~~licensed emergency medical services ~~instructor~~training institute and, ~~must be currently certified as an emergency medical responder or its equivalent~~knowledgeable in course content, effective in teaching their assigned subjects, and capable through academic preparation, training, and experience to teach courses or topics to which they are assigned.
- d.c. An emergency medical responder student may practice all of the skills defined in the ~~core~~-scope of practice for emergency medical responder while in the classroom and during a clinical or field internship while under direct supervision of an instructor or clinical and field internship preceptor and if registered with the department as an emergency medical responder student.
- e. ~~Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department or the national registry cognitive knowledge examination and pass all stations of a practical examination conducted by the course coordinator. The practical examination must consist of no less than one medical, one cardiopulmonary resuscitation, and one trauma station.~~
- f.d. Initial certification. ~~The department shall issue initial certification to persons who meet the physical requirements described in the functional job analysis for emergency medical responder as published by the national highway traffic safety administration and are over the age of sixteen~~Individuals sixteen years of age and older who have completed an authorized course and passed the testing process, or are certified as an emergency medical responder by the national registry are eligible for certification by the department. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year, or ninety days past their national registry expiration date if they are nationally registered. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year, or ninety days past their national registry expiration date if they are nationally registeredUpon completion and department approval of an application, eligible applicants may be

certified by the department for a two-year period. Applicants shall be certified until ninety days past their national registry expiration date.

~~g.e. Recertification. The department shall recertify for a two-year period expiring on June thirtieth, or ninety days past their national registry expiration date if they are nationally registered, to those persons that meet the physical requirements described in the functional job analysis for emergency medical responder as published by the national highway traffic safety administration and who have met one of the following requirements:~~

~~(1) Completion of an approved North Dakota emergency medical responder refresher course.~~

~~(2) Completion of a twenty-four-hour emergency medical technician refresher course.~~An individual that maintains certification from the national registry is eligible for recertification. Upon completion and approval of an application, eligible applicants may be recertified by the department. Certification will expire ninety days after the national registry expiration date.

f. Transition to national registry certification as the prerequisite for department certification as an emergency medical responder. To maintain eligibility for department certification as an emergency medical responder, individuals must secure national registry certification as an emergency medical responder by June 30, 2028.

2. Emergency medical technician/Primary care paramedic:

a. Curriculum/Course. The A course curriculum conducted in North Dakota must be that issued/adhere to the national emergency medical services education standards for emergency medical technicians as published by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department. Prior to student eligibility for certification by the national registry, competency in the required knowledge and skills must be verified by a North Dakota recognized paramedicine instructor or North Dakota licensed emergency medical services training institute.

b. Textbooks. The department shall approve textbooks.

~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor and~~

~~must be currently licensed as an emergency medical technician or its equivalent.~~

- d. ~~Course instructors. The primary course instructor~~Course instructors must be licensed~~approved by the department as an~~licensed emergency medical services instructor~~training institute and must be currently licensed as an emergency medical technician or its equivalent. The primary instructor must teach at least fifty percent of the lecture portion of the course. Secondary instructors must be currently licensed as an emergency medical technician or its equivalent~~knowledgeable in course content, effective in teaching their assigned subjects, and capable through academic preparation, training, and experience to teach courses or topics to which they are assigned.
- e.c. An emergency medical technician student may practice all of the skills defined in the ~~core~~-scope of practice for ~~emergency medical technician~~primary care paramedic while in the classroom and during a clinical or field internship while under direct supervision of an instructor or the clinical and field internship preceptor and if registered with the department as an emergency medical technician student.
- f. ~~Testing. Students must pass the national registry cognitive knowledge examination and a~~practical examination specified by the department which meets the national registry's standards ~~or its equivalent in order to be eligible for licensure. The content of the practical examination must be determined by the department, and the department shall establish policies regarding retesting of failed written and practical examinations.~~
- g.d. ~~Emergency medical technician~~Primary care paramedic initial licensure. The department shall issue initial licensure as an emergency medical technician to persons that meet the physical requirements described in the functional job analysis for emergency medical technicians as published by the national highway traffic safety administration and are over the age of ~~sixteen~~Individuals sixteen years of age and older who have completed an authorized course and passed the testing process or those who have requested reciprocity from another state with equivalent training. Persons passing the testing process between January first and June thirtieth shall be licensed until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be licensed until June thirtieth of the third yearare certified as emergency medical technicians by the national registry are eligible for licensure. Upon



completion and department approval of a license application, eligible applicants may be licensed by the department. For the purposes of North Dakota Century Code chapter 23-27.1, licensure as a primary care paramedic is equivalent to licensure as an emergency medical technician. The applicant must be affiliated with a North Dakota licensed emergency medical services operation or obtain medical direction from a North Dakota licensed physician. Licensure will expire ninety days after the national registry emergency medical technician expiration date.

~~h.e. Relicensure of emergency medical technicians~~primary care paramedics. ~~The department shall relicense for a two-year period expiring June thirtieth those persons that meet the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration and who have met the following requirements:~~

~~(1) Completion of a twenty-four hour emergency medical technician-basic refresher course which includes a cardiopulmonary resuscitation health care provider refresher, answering correctly at least seventy percent of the questions on a written examination specified by the department and passing a local practical examination meeting the department's requirements; and~~

~~(2) Completion of forty-eight hours of continuing education as approved by the department or the national registry; or~~

~~(3) If currently licensed as an emergency medical technician, successful completion of the practical examination for emergency medical technician as established by the department. The practical examination must be administered by a licensed emergency medical services training institution in accordance with section 33-36-02-10 or by the department~~An individual that maintains certification from the national registry as an emergency medical technician is eligible for relicensure. Upon completion and approval of a license application, eligible applicants may be relicensed by the department. For the purposes of North Dakota Century Code chapter 23-27.1, licensure as a primary care paramedic is equivalent to licensure as an emergency medical technician. The applicant must be affiliated with a North Dakota licensed emergency medical services operation or obtain medical direction from a North Dakota licensed physician. Licensure will expire ninety days after the national registry expiration date.

3. ~~Emergency medical technician-intermediate/85:~~
- a. ~~Student prerequisite certification. Students must be licensed as an emergency medical technician or its equivalent prior to testing.~~
  - b. ~~Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department.~~
  - c. ~~Textbooks. The department shall approve textbooks.~~
  - d. ~~Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor and must be currently licensed as an emergency medical technician-intermediate/85 or its equivalent.~~
  - e. ~~Course instructors. The primary course instructor must be licensed by the department as an emergency medical services instructor and must be currently licensed as an emergency medical technician-intermediate/85 or its equivalent. The primary instructor must teach at least fifty percent of the lecture portion of the course. Secondary instructors must be currently licensed as an emergency medical technician-intermediate/85 or its equivalent.~~
  - f. ~~An emergency medical technician-intermediate/85 student may practice all of the skills defined in the core scope of practice for emergency medical technician-intermediate/85 while in the classroom and during field internship while under direct supervision of an instructor or field internship preceptor and if registered with the department as an emergency medical technician-intermediate/85 student.~~
  - g. ~~Testing. Students must pass the cognitive knowledge and practical examinations as provided by the national registry and approved by the department in order to be eligible for licensure.~~
  - h. ~~Emergency medical technician-intermediate/85 initial licensure. A person eighteen years of age or older that meets the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration and who has completed an authorized course and passed the testing process shall obtain certification from the national registry. Persons obtaining national registry certification and in compliance with chapter 50-03-03 will be licensed by the department expiring ninety days after their national registry expiration date.~~

- ~~i. Relicensure of emergency medical technician-intermediate/85. Emergency medical technician-intermediate/85 must be recertified by the national registry recertification policies and meet the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration. Persons recertified by the national registry and in compliance with chapter 50-03-03 will be relicensed by the department for a two-year period expiring ninety days after their national registry expiration date.~~
- ~~j. Transition to new licensure level. When the national registry discontinues certifying personnel at the emergency medical technician-intermediate/85 level, personnel currently licensed as an emergency medical technician-intermediate/85 must transition to a new licensure level. To remain licensed as an emergency medical services provider, each person must do one of the following options:
 
  - ~~(1) Complete a state-authorized transition course for emergency medical technician-intermediate/85 to advanced emergency medical technician and license as an advanced emergency medical technician as described in subsection 4.~~
  - ~~(2) Complete a state-authorized transition course for emergency medical technician-intermediate/85 to advanced emergency medical technician, as well as completing all of the certification requirements of the national registry for advanced emergency medical technician and license as an advanced emergency medical technician as described in subsection 4.~~
  - ~~(3) Complete the national registry requirements for emergency medical technician and license as an emergency medical technician as described in subsection 2.~~~~

~~4. Advanced emergency medical technician~~Intermediate care paramedic:

- ~~a. Student prerequisite certification. Students must be licensed~~certified as an emergency medical technician by the national registry or licensed as a primacy care paramedic or its equivalent prior to testing.
- ~~b. Curriculum~~Course. The course curriculum ~~must be that issued~~adhere to the national emergency medical services education standards for advanced emergency medical technicians as published by the United States department of transportation,

national highway traffic safety administration, in the edition specified by the department and be conducted by a commission on accreditation of allied education programs accredited advanced emergency medical technician education program.

- c. Textbooks. The department shall approve textbooks.
- ~~d. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor and must be currently licensed as an advanced emergency medical technician or its equivalent.~~
- ~~e. Course instructors. The primary course instructor must be licensed by the department as an emergency medical services instructor and must be currently licensed as an advanced emergency medical technician or its equivalent. The primary instructor must teach at least fifty percent of the lecture portion of the course. Secondary instructors must be currently licensed as an advanced emergency medical technician or its equivalent.~~
- ~~f. An advanced emergency medical technician student may practice all of the skills defined in the core scope of practice for advanced emergency medical technician intermediate care paramedic while in the classroom and during a clinical or field internship while under direct supervision of an instructor or clinical and field internship preceptor and if registered with the department as an advanced emergency medical technician student.~~
- ~~g. Testing. Students must pass the cognitive knowledge and practical examinations as provided by the national registry and approved by the department in order to be eligible for licensure.~~
- h.d. Advanced emergency medical technician intermediate care paramedic initial licensure. Except as otherwise provided under subdivision j of subsection 3, a person An individual eighteen years of age or older that meets the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration and who has completed an authorized course and passed the testing process shall obtain certification from the national registry. Persons obtaining national registry certification and in compliance with chapter 50-03-03 will be licensed by the department expiring is certified as an advanced emergency medical technician by the national registry is eligible for licensure. Upon completion and department approval of a license application, eligible applicants may be licensed by the department. For the purposes of North

Dakota Century Code chapter 23-27.1, licensure as an intermediate care paramedic is equivalent to licensure as an advanced emergency medical technician. The applicant must be affiliated with a North Dakota licensed emergency medical services operation or obtain medical direction from a North Dakota licensed physician. Licensure will expire ninety days after the national registry advanced emergency medical technician expiration date.

~~i.e. Relicensure of advanced emergency medical technician intermediate care paramedic. Except as otherwise provided under subdivision j of subsection 3, an advanced emergency medical technician must be recertified by the national registry recertification policies and meet the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration. Persons recertified by the national registry and in compliance with chapter 50-03-03 will be relicensed by the department for a two-year period expiring~~  
An individual that maintains certification from the national registry as an advanced emergency medical technician is eligible for relicensure. Upon completion and approval of a license application, eligible applicants may be relicensed by the department. For the purposes of North Dakota Century Code chapter 23-27.1, licensure as an intermediate care paramedic is equivalent to licensure as an advanced emergency medical technician. The applicant must be affiliated with a North Dakota licensed emergency medical services operation or obtain medical direction from a North Dakota licensed physician. Licensure will expire ninety days after the national registry advanced emergency medical technician expiration date.

~~j. Transitioning from emergency medical technician-intermediate/85. Notwithstanding subdivisions h and i of subsection 3, an emergency medical technician-intermediate/85 licensee may be licensed or relicensed as an advanced emergency medical technician without obtaining national registry certification if the requirements in subsection 3 have been met as well as maintaining compliance with chapter 50-03-03.~~

~~5. Emergency medical technician-intermediate/99:~~

~~a. Student prerequisite certification or license. A student must be licensed as an emergency medical technician or its equivalent prior to testing.~~

~~b. Curriculum. The course curriculum shall be that issued by the United States department of transportation, national highway traffic~~

safety administration, in the addition specified by the department.

- c. ~~Textbooks. The department shall approve textbooks.~~
- d. ~~Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor and must be currently licensed as an emergency medical technician-intermediate/99 or its equivalent.~~
- e. ~~Course instructors. The primary course instructor must be licensed by the department as an emergency medical services instructor and must be currently licensed as an emergency medical technician-intermediate/99 or its equivalent. The primary instructor must teach at least fifty percent of the lecture portion of the course. Secondary instructors must be currently licensed as an emergency medical technician-intermediate/99 or its equivalent.~~
- f. ~~An emergency medical technician-intermediate/99 student may practice all of the skills defined in the core scope of practice for emergency medical technician-intermediate/99 while in the classroom and during field internship while under direct supervision of an instructor or field internship preceptor and if registered with the department as an emergency medical technician-intermediate/99 student.~~
- g. ~~Testing. Students must pass the cognitive knowledge and practical examinations as provided by the national registry and approved by the department in order to be eligible for licensure.~~
- h. ~~Emergency medical technician-intermediate/99 initial licensure. A person eighteen years of age or older that meets the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration and who has completed an authorized course and passed the testing process shall obtain certification from the national registry. Persons obtaining national registry certification and in compliance with chapter 50-03-03 will be licensed by the department expiring ninety days after their national registry expiration date.~~
- i. ~~Relicensure of emergency medical technician-intermediate/99. An emergency medical technician-intermediate/99 must be recertified by the national registry recertification policies and meet the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration. Persons recertified by the national registry~~

~~and in compliance with chapter 50-03-03 will be relicensed by the department for a two-year period expiring ninety days after their national registry expiration date.~~

6.4. Paramedic~~Advanced care paramedic:~~

- a. ~~Student prerequisite certification.~~ Students must be certified or licensed at minimum as an emergency medical technician or licensed at minimum as a primary care paramedic or its equivalent ~~prior to testing.~~
- b. ~~Curriculum~~Course. The course ~~curriculum~~ must be that ~~issued~~adhere to the national emergency medical services education standards for paramedics as published by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department and be conducted by a commission on accreditation of allied education programs accredited paramedic education program.
- c. ~~Textbooks.~~ The department shall approve textbooks.
- d. ~~Course coordinator.~~ The course coordinator must be licensed by the department as an emergency medical services instructor and must be currently licensed as a paramedic or its equivalent. ~~Course coordinators that are not affiliated with a licensed training institution must have their paramedic course accredited by an accrediting agency by January 1, 2012.~~
- e. ~~Course instructors.~~ The primary course instructor must be licensed by the department as an emergency medical services instructor and must be currently licensed as a paramedic or its equivalent. ~~The primary instructor must teach at least fifty percent of the lecture portion of the course. Secondary instructors must be currently licensed as a paramedic or its equivalent.~~
- f. ~~A paramedic student may practice all of the skills defined in the core scope of practice for advanced care paramedic while in the classroom and during a clinical or field internship while under direct supervision of an instructor or clinical and field internship preceptor and if registered with the department as a paramedic student.~~
- g. ~~Field internship.~~ Courses must provide field internship experience based on the curriculum requirements for patient contacts with a paramedic preceptor.
- h. ~~Testing.~~ A student must pass the cognitive knowledge and practical

examinations as provided by the national registry and approved by the department in order to be eligible for licensure.

~~i.d.~~ Paramedic~~Advanced care paramedic~~ initial licensure. ~~A person~~An individual eighteen years of age or older that ~~meets the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration and who has completed an authorized course and passed the testing process shall obtain certification from the national registry. Persons obtaining~~is certified as a paramedic by the national registry certification and in compliance with chapter 50-03-03 will be eligible for licensure. Upon completion and department approval of a licensed application, eligible applicants ~~may be licensed by the department expiring. For the purposes of North Dakota Century Code chapter 23-27.1, licensure as an advanced care paramedic is equivalent to licensure as a paramedic. The applicant must be affiliated with a North Dakota licensed emergency medical services operation or obtain medical direction from a North Dakota licensed physician. Licensure will expire ninety days after their~~the national registry paramedic expiration date.

~~j.e.~~ Relicensure of advanced care paramedic. ~~A paramedic must be recertified by~~An individual that maintains certification from the national registry recertification policies and meet the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration. Persons recertified by the national registry and in compliance with chapter 50-03-03 will as a paramedic is eligible for relicensure. Upon completion and approval of a license application, eligible applicants ~~may be relicensed by the department for a two-year period expiring. For the purposes of North Dakota Century Code chapter 23-27.1, licensure as an advanced care paramedic is equivalent to licensure as a paramedic. The applicant must be affiliated with a North Dakota licensed emergency medical services operation or obtain medical direction from a North Dakota licensed physician. Licensure will expire ninety days after their~~the national registry paramedic expiration date.

~~7. Advanced first aid ambulance attendant:~~

~~a. Advanced first aid ambulance attendant initial certification. The department shall issue initial certification to persons currently certified in American national red cross advanced first aid and who demonstrate a minimum of two years experience with a North Dakota licensed ambulance service as evidenced by North Dakota ambulance service license application personnel rosters.~~



~~b. Recertification of advanced first-aid ambulance attendants. The department shall recertify for a three-year period, expiring on June thirtieth, those persons who meet the physical requirements described in the functional job analysis for emergency medical technician as published by the national highway traffic safety administration and have completed a twenty-four-hour emergency medical technician basic refresher course, which includes a cardiopulmonary resuscitation refresher, answering correctly at least seventy percent of the questions on a written examination specified by the department and passing a local practical examination meeting the department's requirements.~~

~~8. Emergency vehicle operations:~~

~~a. Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department.~~

~~b. Course coordinator. The course coordinator must be certified by the department as an emergency vehicle operation instructor.~~

~~c. Testing. The students must correctly answer at least seventy percent of the questions on a written examination and pass a practical examination specified by the department.~~

~~d. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth must be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first must be certified until June thirtieth of the third year.~~

~~9. Emergency medical dispatch:~~

~~a. Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department.~~

~~b. Course coordinator. The course coordinator must be approved by the department as an emergency medical dispatch instructor.~~

~~c. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department.~~

~~d. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth must be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty first must be certified until June thirtieth of the third year.~~

~~10. Automobile extrication:~~

~~a. Curriculum. The course curriculum must be approved by the department.~~

~~b. Course coordinator. The course coordinator must be certified by the department as an automobile extrication instructor.~~

~~c. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department.~~

~~d. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth must be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty first must be certified until June thirtieth of the third year.~~

5. Paramedicine Instructor:

a. Student prerequisite. A candidate for recognition as a paramedicine instructor must be at least eighteen years of age and licensed for at least two years as a paramedic.

b. Course. The course must be approved by the department.

c. Initial recognition. The department shall issue initial recognition to individuals who have successfully completed an approved course and meet the prerequisites. Individuals possessing a bachelor's degree in education, a teacher's certification in education, a master's degree or doctorate and meeting the student prerequisites are eligible for initial certification upon application to the department. Paramedicine instructor recognition is concurrent with paramedic licensure.

e. Re-recognition. The department may re-recognize as paramedicine instructors those individuals who maintain paramedic licensure and:

(1) Are employed or affiliated with a licensed emergency medical services training institution and submit documentation of eight hours of adult instructional education approved by the licensed emergency medical services training institute; and

(2) Instruct or coordinate a minimum of one authorized emergency medical responder, emergency medical technician, advanced emergency medical technician, or paramedic education program every two years.

6. Primary care community paramedic:

a. The department shall recognize as a primary care community paramedic an individual who meets the following qualifications:

(1) Has a current license as a primary care paramedic issued by the department.

(2) Has two years of service as a primary care paramedic.

(3) Has successfully completed a community paramedic education program from a college or university that has been approved by the department or accredited by a department approved accreditation organization. The education program must include clinical experience that is provided under the supervision of a physician, advanced practice registered nurse, physician assistant, or public health nurse operating under the direct authority of a local unit of government.

b. A primary care community paramedic shall practice in accordance with protocols and standards established by a medical director and provide services as directed by a patient care plan developed by a patient's primary or specialty care physician, advanced practice registered nurse, or physician's assistant. In the absence of a primary or specialty care provider, the patient care plan may be directed by the medical director.

- c. A primary care community paramedic must be employed by a licensed ground ambulance or licensed hospital.
- d. In addition to the relicensure requirements in subdivision e of subsection 2, a primary care community paramedic shall complete an additional twelve hours of continuing education in clinical topics approved by the medical director.
- e. No individual shall hold themselves out as a primary care community paramedic or provide the services of a primary care community paramedic unless such individual is recognized by the department.

7. Intermediate care community paramedic:

- a. The department shall recognize as an intermediate care community paramedic an individual who meets the following qualifications:
  - (1) Has a current license as an intermediate care paramedic issued by the department.
  - (2) Has two years of service as an intermediate care paramedic.
  - (3) Has successfully completed a community paramedic education program from a college or university that has been approved by the department or accredited by a department approved accreditation organization. The education program must include clinical experience that is provided under the supervision of a physician, advanced practice registered nurse, physician assistant, or public health nurse operating under the direct authority of a local unit of government.
- b. An intermediate care community paramedic shall practice in accordance with protocols and standards established by a medical director and provide services as directed by a patient care plan developed by a patient's primary or specialty care physician, advanced practice registered nurse, or physician's assistant. In the absence of a primary or specialty care provider, the patient care plan may be directed by the medical director.
- c. An intermediate care community paramedic must be employed by a licensed ground ambulance or licensed hospital.

- d. In addition to the relicensure requirements in subdivision e of subsection 3, an intermediate care community paramedic shall complete an additional twelve hours of continuing education in clinical topics approved by the medical director.
- e. No individual shall hold themselves out as an intermediate care community paramedic or provide the services of an intermediate care community paramedic unless such individual is recognized by the department.

8. Advanced care community paramedic:

- a. The department shall recognize as an advanced care community paramedic an individual who meets the following qualifications:
  - (1) Has a current license as an advanced care paramedic issued by the department.
  - (2) Has two years of service as an advanced care paramedic.
  - (3) Has successfully completed a community paramedic education program from a college or university that has been approved by the department or accredited by a department approved accreditation organization. The education program must include clinical experience that is provided under the supervision of a physician, advanced practice registered nurse, physician assistant, or public health nurse operating under the direct authority of a local unit of government.
- b. An advanced care community paramedic shall practice in accordance with protocols and standards established by a medical director and provide services as directed by a patient care plan developed by a patient's primary or specialty care physician, advanced practice registered nurse, or physician's assistant. In the absence of a primary or specialty care provider, the patient care plan may be directed by the medical director.
- c. An advanced care community paramedic must be employed by a licensed ground ambulance or licensed hospital.
- d. In addition to the relicensure requirements in subdivision e of subsection 4, an advanced care community paramedic shall complete an additional eighteen hours of continuing education in clinical topics approved by the medical director.

e. No individual shall hold themselves out as an advanced care community paramedic or provide the services of an advanced care community paramedic unless such individual is recognized by the department.

9. Emergency medical dispatch. An individual authorized to provide prearrival emergency medical instructions for a public safety answering point shall satisfactorily complete an emergency medical dispatch course of instruction approved by the department. A certificate indicating satisfactory completion of the emergency medical dispatch course of instruction must be submitted to the department by the public safety answering point prior to the individual providing prearrival emergency medical instructions for a public safety answering point.

**History:** Effective April 1, 1992; amended effective August 1, 1994; August 1, 2003; January 1, 2006; January 1, 2008; July 1, 2010; January 1, 2024.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3

**SECTION 4.** Section 33-36-01-03.1 is repealed.

**33-36-01-03.1. Limited temporary certification or licensure of emergency medical servicestraining course graduates.**

[Repealed effective January 1, 2024]

~~1. An individual that has graduated from a department-authorized emergency medical services training course as an emergency medical technician, emergency medical technician - intermediate, or paramedic and has submitted a completed application signed by a physician and an official transcript verifying program completion may be issued a limited certification or license one time. A limited temporary certification or licensure allows the graduate to be employed while awaiting results of the graduate's national registry examination. The limited temporary certification or licensure expires ninety days after the date of issue.~~

~~2. The graduate must practice under the direct supervision of a person certified or licensed at an equal or greater level. Direct supervision means close physical and visual proximity. The graduate may not be the primary care provider.~~

**History:** Effective January 1, 2006; amended effective January 1, 2008.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3

**SECTION 5.** Section 33-36-01-03.2 is amended as follows:

### **33-36-01-03.2. Continuing education.**

~~Continuing education means ongoing professional education that is based on current emergency medical services textbooks, emergency medical services educational principles, or topics that expand the professional knowledge to stay up to date with emergency medical services standards. An entity or individual that offers continuing education must~~shall follow the continuing education policy as published in the department's paramedicine instructor handbook.

- ~~1. Have the course approved as continuing education by:~~
  - ~~a. The department;~~
  - ~~b. An emergency medical services training institution licensed in accordance with chapter 33-36-02;~~
  - ~~c. The continuing education coordinating board for emergency medical services located in Dallas, Texas;~~
  - ~~d. A licensed continuing education coordinator in consultation with a licensed physician;~~
  - ~~e. A licensed instructor in consultation with a licensed physician; or~~
  - ~~f. A licensed physician.~~
- ~~2. Maintain the continuing education course records for at least two years.~~
- ~~3. Issue certificates to attendees that list the title of the course, date, number of hours awarded rounded to the nearest half hour, location, name of instructor, and the name of the person or entity that approved the course.~~

**History:** Effective July 1, 2010; amended effective January 1, 2024.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3

**SECTION 6.** Section 33-36-01-04 is repealed.

**33-36-01-04. Training, testing, and certification standards for certification scope enhancement courses.**

[Repealed effective January 1, 2024]

~~The department shall authorize the conduct of courses, the testing of students, and the certification or licensure of personnel when application has been made on forms provided prior to conducting the course and in the manner specified by the department contingent on the following requirements:~~

~~1. Intravenous therapy maintenance:~~

- ~~a. Student prerequisite certification. A student must be licensed as an emergency medical technician or its equivalent.~~
- ~~b. Curriculum. The course curriculum must be that issued by the department entitled "EMT IV Maintenance Module".~~
- ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator, and currently certified in intravenous therapy maintenance, or its equivalent.~~
- ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department and pass all portions of a practical examination specified by the department. The practical examination must consist of performing intravenous maintenance skills on a mannequin.~~
- ~~e. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year.~~

~~2. Automobile extrication instructor:~~

- ~~a. Curriculum. The course curriculum must be approved by the department.~~
- ~~b. Student prerequisite. The candidate for this course must be currently certified in automobile extrication with at least two years of certified automobile extrication experience.~~
- ~~c. Course coordinator. The department shall designate the course coordinator.~~
- ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department.~~
- ~~e. Initial certification. The department shall issue initial certification to~~



~~persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year.~~

~~f. Recertification. The department shall recertify for a two-year period those persons who have satisfactorily conducted an automobile extrication course or have audited eight hours of an automobile extrication instructor course before the expiration date of their certification.~~

~~3. Emergency medical services instructor:~~

~~a. Student prerequisite. An individual must be at least eighteen years of age and certified or licensed for at least two years as a patient care provider at the level the individual will instruct at, in order to be licensed.~~

~~b. Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department or its equivalent.~~

~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor.~~

~~d. Initial licensure. The department shall issue initial licensure to persons who have completed an authorized course. Persons completing the course between January first and June thirtieth shall be licensed until June thirtieth of the second year. Persons completing the course between July first and December thirty-first shall be licensed until June thirtieth of the third year.~~

~~e. Relicensure. The department shall relicense for a two-year period those persons who have participated in at least one initial training course as a course coordinator or primary instructor, and:~~

~~(1) Completed the department's eight-hour relicensure course;~~

~~(2) Those persons that are employed or affiliated with a licensed training institution, may submit documentation of eight hours of adult education training to satisfy the relicensure requirements;~~

~~(3) Within the current two-year licensure period the instructor has had at least a seventy percent pass rate in both cognitive and practical examinations for the following primary certification courses; emergency medical technician, emergency medical technician-intermediate/85, emergency medical technician-intermediate/99, or paramedic; and~~

~~(4) In addition, failure to achieve a seventy percent pass rate for these courses would require the instructor to retake the entire initial licensure process for emergency medical services instructor or require the instructor to be affiliated with a licensed training institution for a period of two years.~~

~~4. Continuing education coordinator:~~

~~a. Student prerequisite. An individual must be at least eighteen years of age and certified or licensed for at least two years as a patient care provider at the level at which the individual will instruct.~~

~~b. Curriculum. The course curriculum must be that issued by the division of emergency medical services and trauma.~~

~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor.~~

~~d. Initial licensure. The department shall issue initial licensure to persons who have completed an authorized course. Persons completing the course between January first and June thirtieth shall be licensed until June thirtieth of the second year. Persons completing the course between July first and December thirty-first shall be licensed until June thirtieth of the third year.~~

~~e. Relicensure. The department shall relicense for a two-year period those persons:~~

~~(1) Who have completed the department's relicensure course; or~~

~~(2) Who are employed or affiliated with a licensed training institution, upon submission of documentation of continued affiliation with a licensed training institution.~~

~~5. Epinephrine administration:~~

~~a. Student prerequisite certification. A student must be certified as an emergency medical responder or its equivalent.~~

- ~~b. Curriculum. The course curriculum must be that issued by the department entitled "Epinephrine Administration Module".~~
- ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be currently certified in epinephrine administration or its equivalent.~~
- ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department and pass all portions of a practical examination specified by the department. The practical examination must consist of performing subcutaneous injection of epinephrine with the use of a preloaded, self-injecting device such as the epipen trainer.~~
- ~~e. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty first shall be certified until June thirtieth of the third year.~~

~~6. Dextrose administration:~~

- ~~a. Student prerequisite licensure. A student must be licensed as an emergency medical technician intermediate or its equivalent.~~
- ~~b. Curriculum. The course curriculum must be that issued by the department entitled "EMT-I -- 50% Dextrose Administration Module".~~
- ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be licensed as a paramedic or its equivalent.~~
- ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department and pass all portions of a practical examination specified by the department. The practical examination must consist of administration of the drug by aseptic injection into intravenous administration tubing.~~
- ~~e. Certification. The department shall issue a certification to persons~~

~~who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year.~~

~~7. Bronchodilator/nebulizer administration:~~

- ~~a. Student prerequisite licensure. A student must be licensed as an emergency medical technician or its equivalent.~~
- ~~b. Curriculum. The course curriculum must be the general pharmacology and the respiratory emergencies sections of the curriculum issued by the United States department of transportation, national highway traffic safety administration, for emergency medical technicians-basic, in the edition specified by the department, or its equivalent.~~
- ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and be licensed as a paramedic or its equivalent.~~
- ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination and pass a practical examination specified by the department.~~
- ~~e. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year.~~

~~8. Limited advanced airway insertion:~~

- ~~a. Student prerequisite licensure. A student must be licensed as an emergency medical technician or its equivalent.~~
- ~~b. Curriculum. The course curriculum must be that issued by the department entitled "Limited Advanced Airway Module".~~
- ~~c. Course coordinator. The course coordinator must be licensed as an emergency medical services instructor or continuing education~~

~~coordinator and must be currently licensed as a paramedic or its equivalent.~~

- ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination and pass a practical examination specified by the department.~~
- ~~e. Certification. The department shall issue a certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year.~~

~~9. Emergency vehicle operations instructor:~~

- ~~a. Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department.~~
- ~~b. Course instructor. The department shall designate the course instructor.~~
- ~~c. Testing. The students must correctly answer at least seventy percent of the questions on a written examination and pass a practical examination specified by the department.~~
- ~~d. Initial certification. The department shall issue initial certification to persons who have completed an authorized course and passed the testing process. Persons passing the testing process between January first and June thirtieth shall be certified until June thirtieth of the second year. Persons passing the testing process between July first and December thirty-first shall be certified until June thirtieth of the third year.~~
- ~~e. Recertification. The department shall recertify for a two-year period those persons who have satisfactorily conducted an emergency vehicle operations course or have audited eight hours of an emergency vehicle operator's course.~~

**History:** ~~Effective April 1, 1992; amended effective October 1, 1992; August 1, 1994; August 1, 2003; August 1, 2004; January 1, 2006; January 1, 2008; July 1, 2010.~~

**General Authority:** ~~NDCC 23-27-04.3~~

**Law Implemented:** ~~NDCC 23-27-04.3~~

**SECTION 7.** Section 33-36-01-04.1 is repealed.

**33-36-01-04.1. Training, testing, and certification standards for certification refresher courses.**

[Repealed effective January 1, 2024]

~~The department shall authorize the conduct of courses, the testing of students, and the certification of personnel when application has been made on forms requested from and provided by the department prior to conducting the course and in the manner specified by the department contingent on the following requirements:~~

- ~~1. Emergency medical responder refresher:
  - ~~a. Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department.~~
  - ~~b. Textbooks. The department shall approve textbooks.~~
  - ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be currently certified as an emergency medical responder or its equivalent.~~
  - ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the department and pass all stations of a practical examination conducted by the course coordinator. The practical examination must consist of no less than one medical, one cardiopulmonary resuscitation, and one trauma station.~~~~
- ~~2. Emergency medical technician refresher:
  - ~~a. Curriculum. The course curriculum must be that issued by the United States department of transportation, national highway traffic safety administration, in the edition specified by the department.~~
  - ~~b. Textbooks. The department shall approve textbooks.~~
  - ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be currently licensed as an emergency medical technician or its equivalent.~~
  - ~~d. Testing. The student must correctly answer at least seventy percent of the questions on a written examination specified by the~~~~

~~department and pass all stations of a practical examination conducted by the course coordinator.~~

- ~~3. Emergency medical technician-intermediate/85 refresher:
  - ~~a. Curriculum. The course coordinator shall select topics consistent with the reregistration requirements of the national registry.~~
  - ~~b. Textbooks. The department shall approve textbooks.~~
  - ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be currently licensed as an emergency medical technician-intermediate/85 or its equivalent.~~~~
  
- ~~4. Emergency medical technician-intermediate/99 refresher:
  - ~~a. Curriculum. The course coordinator shall select topics consistent with the reregistration requirements of the national registry.~~
  - ~~b. Textbooks. The department shall approve textbooks.~~
  - ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be currently licensed as an emergency medical technician-intermediate/99 or its equivalent.~~~~
  
- ~~5. Paramedic refresher:
  - ~~a. Curriculum. The course curriculum must be consistent with the reregistration requirements of the national registry.~~
  - ~~b. Textbooks. The department shall approve textbooks.~~
  - ~~c. Course coordinator. The course coordinator must be licensed by the department as an emergency medical services instructor or continuing education coordinator and must be currently licensed as a paramedic or its equivalent.~~~~

**History:** ~~Effective August 1, 2003; amended effective January 1, 2006; January 1, 2008; July 1, 2010.~~

**General Authority:** ~~NDCC 23-27-04.3~~

**Law Implemented:** ~~NDCC 23-27-04.3~~

**SECTION 8.** Section 33-36-01-05 is amended as follows:

**33-36-01-05. Denial, suspension, or revocation of certification, recognition,**

**or licensure.**

The department may deny, suspend, or revoke the certification, recognition, or licensure ~~for a period of time determined by the department of a person~~ an individual who:

1. Has misrepresented to others that the ~~person~~individual is a physician, nurse, or health care provider other than the highest level for which they are certified or licensed.
2. Is incapable of properly performing the skills for which the individual has been certified or licensed.
3. Performs a skill which exceeds those allowed by the individual's level of certification, recognition, or licensure.
4. Is under indictment for or has been convicted of a misdemeanor or felony which has a direct bearing upon the ~~person's~~individual's ability to serve the public in a capacity certified, recognized, or licensed by this chapter, or has been convicted of a crime that requires the ~~person~~individual to register as a sex offender in any state. ~~Persons~~Individuals certified, recognized, or licensed who are under indictment for or have been convicted of a misdemeanor or felony or required to register as a sex offender in any state must report the information to the department within two business days.
5. Has been found by a court of law to be mentally incompetent.
6. Failure to follow examination policies as a student, instructor, or course coordinator.
7. Diversion of drugs for personal or unauthorized use.
8. Performance of care in a manner inconsistent with acceptable standards or protocols.
9. Has attempted to obtain by fraud or deceit a certification, recognition, or license or has submitted to the department any information that is fraudulent, deceitful, or false.
10. Has had the ~~person's~~individual's national registry or other health care certification, recognition, or license encumbered for any reason. ~~Persons~~Individuals certified, recognized, or licensed as described in this chapter must report any encumbrance of their national registry or other health care certification, recognition, or licensure to the department within two business days.



11. Has misrepresented to others that the ~~person~~individual is an employee, volunteer, or agent of an ambulance service, quick response unit, or rescue squad to offer emergency medical services.
12. Unprofessional conduct, which may give a negative impression of the emergency medical services system to the public, ~~as determined by the department.~~
13. As an instructor has failed to have ~~emergency—medical services~~paramedicine training authorized as required in ~~section 33-36-01-03, 33-36-01-04, or 33-36-01-04.1~~or has not met required education standards.
14. Providing emergency medical, paramedicine, or community paramedic services without authorization from a physician.
15. Has been found to be under the influence of alcohol or mind-altering drugs while on call, on duty, or during an emergency medical, paramedicine, or community paramedic response or interfacility transfer.
16. Failing to respond to an emergency while on call or on duty. The failure to respond must be caused by the individual's willful disregard and not caused by a good-faith error or circumstances beyond the individual's control as determined by the department.

**History:** Effective April 1, 1992; amended effective August 1, 2003; January 1, 2006; January 1, 2008; July 1, 2010; January 1, 2024.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3

**SECTION 9.** Section 33-36-01-05.1 is amended as follows:

**33-36-01-05.1. Criminal history background checks.**

The department may perform criminal history background checks on any applicant requesting a certification, recognition, or license or ~~a person~~an individual requesting to be listed on an ambulance service or quick response unit's roster as a driver. A driver may be denied participation in any emergency medical services operation based on the driver's criminal background history or any occurrence listed in section 33-36-01-05.

**History:** Effective January 1, 2008; amended effective January 1, 2024.

**General Authority:** NDCC ~~42-60-24.2~~12-60-24, 23-27-04.3

**Law Implemented:** NDCC ~~42-60-24.2~~12-60-24, 23-27-04.3

**SECTION 10.** Section 33-36-01-08 is amended as follows:

### 33-36-01-08. Waivers.

Based on each individual case, the department may waive any provisions of this chapter that may result in unreasonable hardship upon the individual or the individual's emergency medical service agency operation, provided such a waiver does not adversely affect the health and safety of patients. The department ~~will~~may consider waivers for the following situations and conditions:

1. ~~A person~~An individual had completed all the requirements for recertification or relicensure and a good-faith effort was made by that ~~person~~individual to recertify with the national registry and by no fault of the ~~person~~individual recertification was not granted.
2. ~~A person~~An individual who was current in the ~~person's~~individual's certification, recognition, or license was called to active duty in the United States armed forces and deployed to an area without the resources to maintain the ~~person's~~individual's certification, recognition, or license resulting in a lapse of the ~~person's~~individual's certification, recognition, or license.
3. Other reason as determined by the department.
4. A waiver may be granted for a specific period of time not to exceed one year and shall expire on June thirtieth of each year.

**History:** Effective January 1, 2006; amended effective July 1, 2010; January 1, 2024.

**General Authority:** NDCC 23-27-04.3

**Law Implemented:** NDCC 23-27-04.3