

**NOTICE OF PUBLIC HEARING  
OHIO EMERGENCY MEDICAL SERVICES**

**Date:** February 18, 2014  
**Time:** 10:00 a.m.  
**Location:** Ohio Department of Public Safety  
1970 West Broad Street, Room 134  
Columbus, Ohio 43223

The Executive Director of Ohio Emergency Medical Services, with advice and counsel of the Firefighter and Fire Safety Inspector Committee, will conduct a public hearing for the purpose of soliciting comments on the following rules proposed for adoption to Chapters 4765-11 (Chartering of Firefighter and Fire Safety Inspector Training Programs), 4765-20 (Fire Service Training Programs), 4765-21 (Fire Instructor Training Programs), 4765-22 (Professional Standards), and 4765-23 (Disciplinary Actions) of the Ohio Administrative Code. These rules are being filed pursuant to a completed R.C. 119.032 five-year rule review.

Chapter 4765-11 provides definitions and referenced materials for rules pertaining to fire services, and sets forth the qualifications, course, and examination requirements for fire charter programs.

Chapter 4765-20 sets forth the qualifications and application processes for firefighter and fire safety inspector certificates.

Chapter 4765-21 sets forth the qualifications and applications processes for fire instructor, fire safety inspector instructor, and assistant fire instructor certificates.

Chapter 4765-22 sets forth professional standards for all fire service certificate holders.

Chapter 4765-23 sets forth EMS investigation and administrative action procedures.

In general, the proposed changes reorganize content of the rules for clarity and consistency, reflect changes in terminology, and address materials incorporated by reference for statutory compliance. Due to these changes, the majority of the rules are proposed for simultaneous rescission and adoption under their same rule numbers due to LSC rule-drafting requirements, which require a rule to be rescinded and adopted as new if more than fifty percent of the content is amended.

Proposed changes of a substantive nature include additional training requirements for firefighter and fire safety inspector certificates - a requirement for fire safety inspectors to complete training when a new fire code is adopted, a requirement for fire instructors and assistant fire instructors to complete training when they wish to participate in the instruction of live fire training evolutions, and a requirement for firefighters to complete training on the "Courage to be Safe, Sixteen Life Saving Initiatives;" a reduction in training hours to certify as a fire instructor or fire safety inspector instructor; increased flexibility in the delivery of fire instructor and fire safety inspector courses through optional online and distance learning, in addition to the traditional classroom setting; increased flexibility for renewal of non-affiliated and non-Ohio resident firefighter certificates; increased flexibility for the EMS Executive Director to review training for credit for Ohio certification; increased flexibility for the EMS Executive Director to accept surrender of certificates that are under investigation; the option to take continuing education courses in lieu of a

reinstatement examination in specific situations; and increased authority for the Division to investigate complaints regarding examinations with or without a known complainant.

**Proposed for simultaneous rescission and adoption:**

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| 4765-11-01 | Definitions  |
| 4765-11-02 | Classification of firefighter, fire safety inspector and instructor training courses                                   |
| 4765-11-03 | Qualifications for a fire charter  |
| 4765-11-04 | Application for a fire charter   |
| 4765-11-05 | Renewal of a fire charter  |
| 4765-11-06 | Notification to executive director   |
| 4765-11-07 | Reinstatement of an expired fire charter or classification   |
| 4765-11-08 | Reinstatement of a revoked fire charter or classification  |
| 4765-11-09 | Volunteer firefighter course   |
| 4765-11-10 | Firefighter I transition course  |
| 4765-11-11 | Firefighter I course   |
| 4765-11-12 | Firefighter II transition course   |
| 4765-11-13 | Firefighter I and II course  |
| 4765-11-14 | Fire safety inspector course   |
| 4765-11-15 | Fire instructor and assistant fire instructor course   |
| 4765-11-16 | Fire safety inspector instructor course  |
| 4765-20-01 | General Provisions   |
| 4765-20-02 | Qualifications for a firefighter certificate   |
| 4765-20-03 | Qualifications for a fire safety inspector certificate   |
| 4765-20-04 | Application for a firefighter, fire safety inspector or instructor certificate   |
| 4765-20-06 | Firefighter, fire safety inspector and instructor examinations   |
| 4765-20-07 | Renewal of a certificate of firefighter or fire safety inspector certificate   |
| 4765-20-08 | Reinstatement of a firefighter or fire safety inspector certificate  |
| 4765-20-09 | Reinstatement of a revoked firefighter or fire safety inspector certificate  |
| 4765-20-10 | Certificate in lieu of completing a chartered training program   |
| 4765-20-11 | Firefighter certification by reciprocity   |
| 4765-20-13 | Firefighter continuing education   |
| 4765-20-14 | Continuing education option to upgrade a volunteer firefighter to a firefighter I                                      |
| 4765-20-15 | Continuing education option to upgrade a firefighter I to a firefighter II   |
| 4765-20-16 | Fire safety inspector continuing education   |
| 4765-20-17 | Exemption from firefighter or fire safety inspector continuing education   |
| 4765-20-18 | Voluntary surrender of a firefighter or fire safety inspector certificate  |
| 4765-21-02 | Instructor training course entrance requirements   |
| 4765-21-03 | Qualifications for an instructor certificate   |
| 4765-21-04 | Renewal of a fire instructor, fire safety inspector instructor or assistant fire instructor certificate to teach       |
| 4765-21-05 | Reinstatement of a fire instructor, fire safety inspector instructor or assistant fire instructor certificate to teach |
| 4765-21-06 | Fire instructor and fire safety inspector instructor trainers  |
| 4765-21-07 | EMS instructor seeking fire instructor or fire safety inspector instructor certification                               |
| 4765-21-08 | Fire instructor or fire safety inspector instructor crossover certification  |

- 4765-21-10 Reinstatement of a revoked fire instructor and fire safety inspector instructor certificate
- 4765-22-01 Professional standards of conduct for firefighter and fire safety inspector certificate holders
- 4765-22-02 Professional standards of conduct for instructors
- 4765-23-03 Report of administrative actions

**Proposed for adoption:**

- 4765-11-17 Fire charter offsite locations
- 4765-11-18 Online education and distance learning for fire safety inspector and instructor training courses offered through a chartered program
- 4765-11-19 Written examination administration requirements
- 4765-11-20 Practical examination administration requirements
- 4765-21-11 Voluntary surrender of certificate to teach
- 4765-21-12 Reciprocity for fire instructor
- 4765-21-13 Exemption for continuing education

**Proposed for amendment:**

- 4765-20-05 Notification to the executive director of change of personal information
- 4765-20-22 Fire service training and certified instructor certification cycles and continuing education requirements
- 4765-23-01 Investigation process
- 4765-23-02 Administrative actions

**Proposed for rescission:**

- 4765-20-12 Equivalency for fire instructor
- 4765-20-19 Initial renewal of active firefighter certification on or before January 24, 2009
- 4765-20-20 Initial renewal of active fire safety inspector certification on or before January 24, 2009
- 4765-20-21 Initial renewal of active fire instructor certification on or before January 24, 2009
- 4765-20-23 Merging of fire service training, fire service instructor, and assistant fire instructor certificates with EMS certificates before March 11, 2011
- 4765-21-09 Qualifications for a certificate to teach as an assistant fire instructor

Any persons affected by the proposed adoption of these rules may appear at the hearing and be heard in person, or by an attorney, or both, or may present their position, argument, or contentions in writing. Persons may offer and examine witnesses and present evidence to show that the proposed rules will be unreasonable or unlawful if enacted.

The proposed rules may be accessed electronically via the Division of EMS website at [http://www.publicsafety.ohio.gov/ems\\_rules\\_notices.stm](http://www.publicsafety.ohio.gov/ems_rules_notices.stm). Questions and/or public comments regarding the proposed rules may be addressed to Linda Mirarchi at (614) 387-0648.