

1 KENTUCKY BOARD OF EMERGENCY MEDICAL SERVICES

2 (New Administrative Regulation)

3 202 KAR 7:410. Advanced Practice Paramedics.

4 RELATES TO: KRS 12.355, 72.020, 311A.025, 311A.050-311A.100, 311A.120-
5 311A.135, 311A.142, 311A.170, 311A.185, 311A.190, 446.400

6 STATUTORY AUTHORITY: KRS 311A.020, 311A.025, 311A.120, 311A.125,
7 311A.135, 311A.170

8 NECESSITY, FUNCTION, AND CONFORMITY: KRS 311A.070 requires the Kentucky
9 Board of Emergency Medical Services to promulgate administrative regulations establishing the
10 educational requirements, testing requirements, credentialing, and licensure requirements of
11 advanced practice paramedics. This administrative regulation establishes those requirements.

12 Section 1. Licensure of Advanced Practice Paramedics. The board office shall issue an
13 advanced practice paramedic license to an individual certified in accordance with this
14 administrative regulation as a community paramedic or wilderness paramedic.

15 Section 2. Certification of Community Paramedics. (1) An individual shall be eligible to
16 enroll as a student in a community paramedic education and training program if the applicant:

17 (a) Holds a current unrestricted license as a paramedic in Kentucky or holds a current
18 unrestricted certification with the NREMT as a Nationally Registered Paramedic (NRP);

19 (b) Is not currently subject to disciplinary action pursuant to KRS Chapter 311A that would
20 prevent certification; and

- 1 (c) Meets all additional requirements established by the EMS-TEI.
- 2 (2) Individuals desiring initial board certification as a community paramedic shall:
- 3 (a) Hold a current unrestricted license as a paramedic in Kentucky;
- 4 (b) Successfully complete all EMS-TEI requirements for the community paramedic
- 5 education and training program, which shall include all requirements of the International Board of
- 6 Special Certification (IBSC) to test for IBSC certification as a community paramedic (CP-C);
- 7 (c) Obtain certification as a community paramedic (CP-C) by the International Board of
- 8 Specialty Certification (IBSC);
- 9 1. Individuals operating under a board-approved community paramedic pilot program shall
- 10 obtain IBSC certification as a community paramedic by no later than January 1, 2026; and
- 11 (d) Submit a completed Advanced Practice Paramedic–Community Paramedic
- 12 Certification Application in KEMSIS.
- 13 (3) To be eligible for renewal of a community paramedic certification, a community
- 14 paramedic shall:
- 15 (a) Meet the requirements for paramedic licensure renewal in accordance with 202 KAR
- 16 7:401;
- 17 (b) Submit a completed Advanced Practice Paramedic–Community Paramedic
- 18 Certification Renewal Application in KEMSIS;
- 19 (c) Pay the renewal fee pursuant to 202 KAR 7:030; and
- 20 (d) Submit to the board written evidence of:
- 21 1. Current certification by the International Board of Specialty Certification (IBSC) as a
- 22 community paramedic (CP-C); or

1 2. At least fifteen (15) hours of continuing education on the following subject areas unique
2 to community paramedicine:

- 3 (a) Community based needs;
- 4 (b) Interdisciplinary collaboration;
- 5 (c) Patient centric care;
- 6 (d) Wellness and safety;
- 7 (e) Preventative care and education for patient/client and caregiver; or
- 8 (f) Ethical and legal consideration preventative care and patient education.

9 (4) An application for renewal of community paramedic certification shall be denied if:

10 (a) Prior to the certification expiration date, the applicant has not met the requirements of
11 this section; or

12 (b) The applicant has been subjected to disciplinary action that prevents certification
13 renewal at the time of application.

14 (5) An individual seeking reciprocity as a community paramedic shall:

15 (a) Meet the requirements for paramedic reciprocity in accordance with 202 KAR 7:401;

16 (b) Have a current certification from the International Board of Specialty Certification
17 (IBSC) as a community paramedic (CP-C); and

18 (c) Submit to the board a completed Advanced Practice Paramedic–Community Paramedic
19 Certification Application in KEMSIS.

20 Section 3. Certification of Wilderness Paramedics.

21 (1) An individual shall be eligible to enroll as a student in a wilderness paramedic education
22 and training program if the applicant:

23 (a) Holds a current unrestricted license as a paramedic in Kentucky or holds a current

- 1 unrestricted certification with the NREMT as a Nationally Registered Paramedic (NRP);
- 2 (b) Is not currently subject to disciplinary action pursuant to KRS Chapter 311A that would
- 3 prevent certification; and
- 4 (c) Meets all additional requirements established by the EMS-TEI.
- 5 (2) Individuals desiring initial board certification as a wilderness paramedic shall:
- 6 (a) Hold a current unrestricted license as a paramedic in Kentucky;
- 7 (b) Successfully complete all EMS-TEI requirements for the wilderness paramedic
- 8 education and training program, which shall include all requirements of the International Board of
- 9 Specialty Certification (IBSC) to test for IBSC certification as a wilderness paramedic (WC-P),
- 10 or, successfully complete a wilderness medicine upgrade course equivalent to Wilderness First
- 11 Responder or higher from an organization approved by the board that provides certification in
- 12 wilderness medicine;
- 13 (c) Obtain a certification as a wilderness paramedic (WP-C) from the International Board
- 14 of Specialty Certification (IBSC); and
- 15 (d) Submit a completed Advanced Practice Paramedic-Wilderness Paramedic Certification
- 16 Application in KEMSIS.
- 17 (3) To be eligible for renewal of a wilderness paramedic certification, a wilderness
- 18 paramedic shall:
- 19 (a) Meet the requirements for paramedic licensure renewal in accordance with 202 KAR
- 20 7:401;
- 21 (b) Submit a completed Advanced Practice Paramedic-Wilderness Paramedic Certification
- 22 Renewal Application in KEMSIS;
- 23 (c) Pay the renewal fee pursuant to 202 KAR 7:030; and

1 (d) Submit to the board written evidence of current certification by the International Board
2 of Specialty Certification (IBSC) as a wilderness paramedic (WP-C).

3 (4) An application for renewal of a wilderness paramedic certification shall be denied if:

4 (a) Prior to the certification expiration date, the applicant has not met the requirements of
5 this section; or

6 (b) The applicant has been subjected to disciplinary action the prevents certification
7 renewal at the time of application.

8 (5) An individual seeking reciprocity as a wilderness paramedic shall:

9 (a) Meet the requirements for paramedic reciprocity in accordance with 202 KAR 7:401;

10 (b) Have a current certification from the International Board of Specialty Certification
11 (IBSC) as a wilderness paramedic (WP-C);

12 (c) Satisfy the requirements of subsection (2) of this section; and

13 (d) Submit to the board a completed Advanced Practice Paramedic-Wilderness Paramedic
14 Certification Application in KEMSIS.

15 Section 4. Expiration of Advanced Practice Paramedic License and Certification. (1) A
16 board-issued advanced practice paramedic license and a board-issued certification as a community
17 paramedic or wilderness paramedic shall lapse or expire upon lapse or expiration of the
18 individual's board-issued paramedic license pursuant to KRS 311A.095.

19 (2) An individual whose board-issued advanced practice paramedic license and board-
20 issued certification as a community paramedic or wilderness paramedic has lapsed or expired shall
21 cease providing the specialty care authorized by the lapsed or expired license and certification.

22 Section 5. Scope of Practice. (1) An advanced practice paramedic shall provide care
23 consistent with the skills, procedures, and techniques established in the current EMS Advanced

1 Practice Paramedic Scope of Practice document.

2 (2) Assessment of techniques, skills, and procedures of an advanced practice paramedic
3 shall be subject to the board-approved agency medical protocols adopted by the advanced practice
4 paramedic's agency.

5 Section 6. Exemptions to this Administrative Regulation. The advanced practice paramedic
6 licensure and certification requirements established by this administrative regulation shall not
7 apply to:

8 (1) United States military members, National Guard personnel, or employees of the United
9 States government if the individual provides services:

10 (a) On land owned by the United States government;

11 (b) In facilities owned by the United States government;

12 (c) In the performance of official duties under federal law; or

13 (d) As part of assistance for a mass casualty or disaster incident pursuant to federal law or
14 an official state assistance request.

15 Section 7. Public Notice of Negative Action. The board office shall cause to be published
16 on the board's website the name of an advanced practice paramedic who:

17 (1) Is fined;

18 (2) Is placed on probationary status;

19 (3) Is placed on restricted status;

20 (4) Is suspended; or

21 (5) Has had their license or certification revoked.

22 Section 8. Surrender of Advanced Practice Paramedic License and Certification. (1) An
23 advanced practice paramedic surrendering his or her license as an advanced practice paramedic

1 and certification as a community paramedic or wilderness paramedic shall submit a completed
2 Advanced Practice Paramedic License and Certification Surrender Application in KEMSIS.

3 (2) Upon surrendering an advanced practice paramedic license and applicable certification,
4 the surrendering individual shall immediately give notice to his or her agency's director.

5 Section 9. Incorporation by Reference. (1) The following material is incorporated by
6 reference:

7 (a) "Advanced Practice Paramedic - Community Paramedic Certification Application" in
8 KEMSIS, <http://kemsis.ky.gov>;

9 (b) "Advanced Practice Paramedic - Community Paramedic Certification Renewal
10 Application" in KEMSIS, <http://kemsis.ky.gov>;

11 (c) "Advanced Practice Paramedic License and Certification Surrender Application" in
12 KEMSIS, <http://kemsis.ky.gov>;


13 (d) "Advanced Practice Paramedic - Wilderness Paramedic Certification Application" in
14 KEMSIS, <http://kemsis.ky.gov>;

15 (e) "Advanced Practice Paramedic - Wilderness Paramedic Certification Renewal
16 Application" in KEMSIS, <http://kemsis.ky.gov>; and

17 (f) "EMS Advanced Practice Paramedic Scope of Practice" document, kbems.ky.gov.

18 (2) This material may be inspected, copied, or obtained, subject to applicable copyright
19 law, at the Office of the Kentucky Board of Emergency Medical Services, 500 Mero Street, 5th
20 Floor 5SE32, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m.

APPROVED BY THE BOARD ON: October 9, 2023



John R. Holder, Chair
Kentucky Board of Emergency Medical Services

October 10, 2023

Date

PUBLIC HEARING AND PUBLIC COMMENT PERIOD: A public hearing on this administrative regulation shall be held on December 21, 2023 at 1:00 PM ET at the Kentucky Board of Emergency Medical Services, 500 Mero Street, 5th Floor 5SE32, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five (5) workdays prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through December 31, 2023. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

Contact person: John K. Wood, Legal Counsel, Kentucky Board of Emergency Medical Services, 163 E. Main Street, Suite 200, Lexington, Kentucky 40507, Phone: (859) 225-4714, Fax: (859) 225-1493, Email: administrativeregulations@wgmfirm.com.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Administrative Regulation No.: 202 KAR 7:410

Contact Person: John K. Wood, Legal Counsel, Kentucky Board of Emergency Medical Services, 163 E. Main Street, Suite 200, Lexington, Kentucky 40507, Phone: (859) 225-4714, Fax: (859) 225-1493, Email: administrativeregulations@wgmfirm.com.

(1) Provide a brief summary of:

(a) What this administrative regulation does:

KRS 311A.070 requires the board to promulgate administrative regulations establishing the educational requirements, testing requirements, credentialing, and licensure requirements of advanced practice paramedics. This administrative regulation establishes those requirements.

(b) The necessity of this administrative regulation:

KRS 311A.070 requires the board to promulgate administrative regulations establishing the educational requirements, testing requirements, credentialing, and licensure requirements of advanced practice paramedics. This administrative regulation is necessary to establish those requirements.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

This administrative regulation conforms to the content of KRS 311A.070 and 311A.030 by establishing the educational requirements, testing requirements, credentialing, and licensure requirements of advanced practice paramedics.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

KRS 311A.070 requires the board to promulgate administrative regulations establishing the educational requirements, testing requirements, credentialing, and licensure requirements of advanced practice paramedics. This administrative regulation will assist in the effective administration of the foregoing statute by establishing those requirements.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

Not applicable. This is a new administrative regulation.

(b) The necessity of the amendment to this administrative regulation:

Not applicable. This is a new administrative regulation.

(c) How the amendment conforms to the content of the authorizing statutes:

Not applicable. This is a new administrative regulation.

(d) How the amendment will assist in the effective administration of the statutes:

Not applicable. This is a new administrative regulation.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

This administrative regulation will affect advanced practice paramedics and paramedics seeking licensure and certification as an advanced practice paramedic.

(4) Provide an analysis of how the entities identified in question (3) will be impacted by

either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment:

Paramedics will be required to satisfy all requirements of this administrative regulation to obtain and maintain an advanced practice paramedic license and a community paramedic or wilderness paramedic certification. Advanced practice paramedics will be required to comply with the requirements of this administrative regulation to maintain their advanced practice paramedic license and certification(s).

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3):

Compliance with this administrative regulation will cost advanced practice paramedics seeking to renew their specialty certification(s) \$10 for each certification, as established in the amendment to 202 KAR 7:030 filed contemporaneously with this new administrative regulation.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

This administrative regulation will enable paramedics to become licensed advanced practice paramedics and certified community paramedics and/or wilderness paramedics if the requirements of this administrative regulation are satisfied. Paramedics will benefit from being able to obtain specialty certifications. The board intends to amend this administrative regulation in the future to allow paramedics to obtain additional specialty certifications to become a critical care, tactical, and/or flight paramedic.

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

There will be no additional cost to the administrative body to implement this administrative regulation.

(a) Initially: There will be no additional cost to the administrative body to implement this administrative regulation.

(b) On a continuing basis: There will be no additional cost to the administrative body to implement this administrative regulation.

(6) What is the source of funding to be used for the implementation and enforcement of this administrative regulation:

The Board's general appropriations will be used to implement and enforce this administrative regulation.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

There will be no fee for initial licensure and certification as an advanced practice paramedic. However, this administrative regulation and the amendment to 202 KAR 7:030 filed contemporaneously with this administrative regulation establish a \$10 renewal fee for each advanced practice paramedic certification. No additional funding will be necessary to implement this administrative regulation.

(8) State whether or not this administrative regulation established any fees or directly or

indirectly increased any fees:

By referencing the renewal fee established in the amendment to 202 KAR 7:030 filed contemporaneously with this administrative regulation, this regulation indirectly establishes a \$10 renewal fee for each advanced practice paramedic certification.

(9) TIERING: Is tiering applied?

Tiering is not applied to this administrative regulation because this amendment applies equally to all advanced practice paramedics and paramedics seeking licensure and certification as an advanced practice paramedic.

FISCAL NOTE

Administrative Regulation No.: 202 KAR 7:410

Contact Person: John K. Wood, Legal Counsel, Kentucky Board of Emergency Medical Services, 163 E. Main Street, Suite 200, Lexington, Kentucky 40507, Phone: (859) 225-4714, Fax: (859) 225-1493, Email: administrativeregulations@wgmfirm.com.

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation?

This administrative regulation will affect advanced practice paramedics and paramedics seeking licensure and certification as an advanced practice paramedic.

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation.

KRS 311A.070 requires the board to promulgate administrative regulations establishing the educational requirements, testing requirements, credentialing, and licensure requirements of advanced practice paramedics.

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year?

This administrative regulation will generate no revenue for the first year.

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years?

This administrative regulation will generate no revenue for subsequent years.

(c) How much will it cost to administer this program for the first year?

This administrative regulation will not require the Board to incur any additional administrative costs.

(d) How much will it cost to administer this program for subsequent years?

This administrative regulation will not require the Board to incur any additional administrative costs.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-): This administrative regulation will not generate revenue.

Expenditures (+/-): This administrative regulation will not affect the Board's expenditures.

Other Explanation:

(4) Estimate the effect of this administrative regulation on the expenditures and cost savings of regulated entities for the first full year the administrative regulation is to be in effect.

(a) How much cost savings will this administrative regulation generate for the regulated entities for the first year?

This administrative regulation will not generate any cost savings.

(b) How much cost savings will this administrative regulation generate for the regulated entities for subsequent years?

This administrative regulation will not generate any cost savings.

(c) How much will it cost the regulated entities for the first year?

Compliance with this amendment will not impose any costs on the regulated entities during the first year.

(d) How much will it cost the regulated entities for subsequent years?

For subsequent years, advanced practice paramedics will be required to pay a \$10 renewal fee for each of their specialty advanced practice paramedic certifications.

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Cost Savings(+/-): This administrative regulation will not generate any cost savings.

Expenditures (+/-): This administrative regulation will require an expenditure of \$10 to renew each advanced practice paramedic certification.

Other Explanation:

(5) Explain whether this administrative regulation will have a major economic impact, as defined below. "Major economic impact" means an overall negative or adverse economic impact from an administrative regulation of five hundred thousand dollars (\$500,000) or more on state or local government or regulated entities, in aggregate, as determined by the promulgating administrative bodies.

This administrative regulation will not have a major economic impact.

SUMMARY OF MATERIAL INCORPORATED BY REFERENCE

The “Advanced Practice Paramedic - Community Paramedic Certification Application” in KEMSIS, is the 3-page electronic form that applicants must complete and submit to be eligible for licensure as an advanced practice paramedic and certification as a community paramedic.

The “Advanced Practice Paramedic-Community Paramedic Certification Renewal Application” in KEMSIS, is the 3-page electronic form that community paramedics seeking to renew their advanced practice paramedic license and community paramedic certification must complete and submit to renew their license and certification.

The “Advanced Practice Paramedic-Wilderness Paramedic Certification Application” in KEMSIS, is the 3-page electronic form that applicants must complete and submit to be eligible for licensure as an advanced practice paramedic and certification as a wilderness paramedic.

The “Advanced Practice Paramedic-Wilderness Paramedic Renewal Application” in KEMSIS, is the 2-page electronic form that wilderness paramedics seeking to renew their advanced practice paramedic license and wilderness paramedic certification must complete and submit to renew their license and certification.

The “Kentucky Advanced Practice Paramedic Scope of Practice” document, is the 6-page document that establishes the skills and procedures which advanced practice paramedics may perform under their specialty certification.

The “Advanced Practice Paramedic License and Certification Surrender Application” in KEMSIS, is the 2-page electronic form that advanced practice paramedics must complete and submit to surrender their advanced practice paramedic license and certification.