

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 1018

H.P. 702

House of Representatives, February 24, 2005

An Act To Require a Criminal Background Check for the Initial Licensure of Emergency Medical Services Personnel

Reference to the Committee on Criminal Justice and Public Safety suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SYKES of Harrison.
Cosponsored by Representatives: CHURCHILL of Washburn, GREELEY of Levant,
RICHARDSON of Skowhegan, Senator: SNOWE-MELLO of Androscoggin.

2 **Be it enacted by the People of the State of Maine as follows:**

4 **Sec. 1. 32 MRSA §85, sub-§3**, as amended by PL 2001, c. 474,
§1, is further amended to read:

6 **3. Minimum requirements for initial licensing.** In setting
8 rules for the initial licensure of emergency medical services
10 persons, the board shall ensure that a person is not licensed to
12 care for patients unless that person's qualifications are at
14 least those specified in this subsection. Any person who meets
these conditions is considered to have the credentials and skill
demonstrations necessary for licensure to provide emergency
medical treatment.

16 A. The person must have completed successfully the training
18 specified in rules adopted by the board pursuant to the
Maine Administrative Procedure Act.

20 B. The person must have successfully completed
22 cardiopulmonary resuscitation certification requirements as
specified in rules adopted by the board pursuant to the
Maine Administrative Procedure Act.

24 C. The person must have successfully completed a state
26 written and practical test for basic emergency medical
treatment.

28 A criminal background check must be conducted for applicants for
30 initial licensure under this section.

32 **Sec. 2. 32 MRSA §85, sub-§4**, as amended by PL 1993, c. 152,
§2, is further amended to read:

34 **4. Minimum requirements for relicensing.** The board shall
36 set by rule the license and relicensing requirements and the
relicensing interval for emergency medical services persons. A
38 person who is duly licensed in Maine as an emergency medical
services person must be issued a renewal license if the following
requirements are met:

40 A. The person must have satisfactorily completed
42 relicensure training as defined in the rules; and

44 B. The person must have satisfactorily demonstrated
46 competence in the skills required for the license level.
Skill competence may be satisfied by a combination of run
48 report reviews and continuing education training programs
conducted in accordance with the rules or by satisfactorily
completing the state written and practical tests.

50

2 If the person is not duly licensed at the time of application,
the person must demonstrate skill and knowledge as defined in the
rules.

4
6 To maintain a valid license, an emergency medical services person
must meet the criteria set out in this section. If those
8 criteria are not met, a person does not hold a valid license and
must reapply for licensure.

10 A criminal background check is not required for the relicensing
12 of emergency medical services persons.

14 **SUMMARY**

16 This bill specifies that a criminal background check is
required only for an applicant for initial licensure as an
18 emergency medical services person.