



State of Wisconsin
2017 - 2018 LEGISLATURE

LRB-0790/en
CMH:wlj

2017 ASSEMBLY BILL 59

1 **AN ACT** *to renumber* 256.01 (1); *to renumber and amend* 66.0608 (1) (a),
2 66.0608 (1) (d), 66.0608 (1) (e), 103.88 (1) (f), 154.17 (3m), 256.01 (8), 256.01 (9),
3 940.20 (7) (a) 2m. and 941.20 (1m) (a) 3.; *to amend* 16.25 (1) (am), 16.25 (2),
4 16.25 (3) (a), 16.25 (3) (b), 16.25 (3) (c), 16.25 (3) (d) 1., 16.25 (3) (d) 2., 16.25 (3)
5 (e), 16.25 (3) (f), 16.25 (3) (g), 16.25 (3) (h), 16.25 (3) (i) 1., 16.25 (3) (i) 2., 16.25
6 (3) (j), 16.25 (3) (k), 16.25 (5), 20.435 (1) (ch), 36.27 (3m) (a) 1g., 38.24 (5) (a) 1j.,
7 40.02 (48) (bm), 40.65 (4r), 48.195 (1), 48.195 (2) (a), 48.195 (2) (b), 48.195 (3)
8 (a), 48.195 (4) (b), 48.685 (1) (ag) 2., 48.981 (2) (a) 27., 48.981 (2) (a) 28., 50.065
9 (1) (ag) 2., 59.34 (2) (a), 59.34 (2) (b) 1., 59.35 (5), 60.37 (4) (a), 66.0137 (4t),
10 66.0501 (4), 66.0608 (title), 66.0608 (1) (b), 66.0608 (1) (h), 66.0608 (2) (a),
11 66.0608 (2) (b), 97.67 (5m) (a) 6., 102.03 (1) (c) 2., 103.88 (title), 103.88 (1) (c),
12 103.88 (2), 103.88 (3) (a) 1., 108.05 (3) (a), 109.03 (1) (e), 111.91 (2) (gu), 118.29
13 (1) (c), 146.37 (1) (a), 146.37 (1g), 146.81 (1) (r), 146.81 (1) (s), 146.81 (4), 146.997
14 (1) (d) 14., 154.17 (2), 154.17 (3), 154.19 (3) (a), 154.19 (3) (b) 3., 154.21 (1) (a),

ASSEMBLY BILL 59

1 154.225 (2) (a), 154.23 (intro.), 154.25 (6), 157.06 (12) (a) 1., 252.14 (1) (ar) 13.,
2 252.14 (1) (ar) 15., 252.15 (1) (af), 252.15 (5g) (a) 1., 255.35 (1m) (a) 1., 256.01
3 (5), 256.01 (6), 256.01 (11), 256.04 (6), 256.08 (4) (c), 256.08 (4) (d), 256.08 (4)
4 (e), 256.08 (4) (h), 256.08 (4) (j), 256.12 (2) (a), 256.12 (2) (b) 1., 256.12 (2) (b) 3.,
5 256.12 (5) (title) and (a), 256.12 (7), 256.15 (1) (d), 256.15 (2) (a), 256.15 (2) (b),
6 256.15 (2) (c), 256.15 (4) (a) 1., 256.15 (4) (a) 2., 256.15 (4) (b), 256.15 (4) (c),
7 256.15 (4) (d), 256.15 (4) (e) 1., 256.15 (4) (e) 2., 256.15 (4) (f) 2. a., 256.15 (4) (f)
8 2. b., 256.15 (4) (f) 2. c., 256.15 (4) (f) 5., 256.15 (5) (title), 256.15 (5) (a), 256.15
9 (5) (d) 1., 256.15 (5) (d) 3., 256.15 (5) (e), 256.15 (5) (f), 256.15 (5) (g), 256.15 (6)
10 (a) (intro.), 256.15 (6) (a) 1., 256.15 (6) (b) 1., 256.15 (6) (b) 2., 256.15 (6) (c)
11 (intro.), 256.15 (6n), 256.15 (7), 256.15 (8) (title), 256.15 (8) (a), 256.15 (8) (b)
12 (intro.), 256.15 (8) (b) 1., 256.15 (8) (b) 3., 256.15 (8) (c), 256.15 (8) (e), 256.15
13 (8) (f), 256.15 (8) (g), 256.15 (9), 256.15 (9m), 256.15 (11) (c), 256.15 (11) (d),
14 256.15 (11) (f), 256.15 (12) (a), 256.15 (12) (b), 256.15 (13) (c), 256.30 (3) (a),
15 256.40 (2) (a), 256.40 (2) (b), 256.40 (2) (c) 1., 256.40 (2) (c) 2., 257.01 (2) (a),
16 257.01 (2) (b), 340.01 (3) (dm) 2., 340.01 (74p) (f), 341.14 (6r) (f) 48., 341.14 (6r)
17 (f) 48m., 341.14 (6r) (g) 2., 343.23 (2) (a) 1., 343.23 (2) (a) 3., 440.9805 (1),
18 891.453 (1) (b), 895.35 (2) (a) 2., 895.48 (1m) (a) (intro.), 895.48 (1m) (a) 2.,
19 895.48 (4) (am) (intro.), 895.484 (2) (d), 940.20 (7) (a) 1e., 940.20 (7) (a) 2g.,
20 940.20 (7) (b), 941.20 (1m) (a) 1., 941.20 (1m) (a) 2., 941.20 (1m) (b), 941.37 (1)
21 (a), 941.37 (1) (c), 941.375 (1) (a), 941.375 (1) (b), 946.70 (1) (c), 946.70 (1) (d) and
22 961.443 (1) (b); **to repeal and recreate** 252.01 (1g); and **to create** 16.25 (1) (at),

ASSEMBLY BILL 59

1 256.01 (1k) and 256.15 (5) (d) 2m. of the statutes; **relating to:** terminology
2 change and corrections for emergency medical technicians and first responders.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 **SECTION 1.** 16.25 (1) (am) of the statutes is amended to read:

4 16.25 (1) (am) “First Emergency medical responder” means an individual
5 certified under s. 256.15 (8) (a).

6 **SECTION 2.** 16.25 (1) (at) of the statutes is created to read:

7 16.25 (1) (at) “Emergency medical services practitioner” has the meaning given
8 in s. 256.01 (5).

9 **SECTION 3.** 16.25 (2) of the statutes is amended to read:

10 16.25 (2) The department shall administer a program to provide
11 length-of-service awards, described in 26 USC 457 (e) (11), to volunteer fire fighters
12 in municipalities that operate volunteer fire departments or that contract with
13 volunteer fire companies organized under ch. 181 or 213, to first emergency medical
14 responders in any municipality that authorizes first emergency medical responders
15 to provide first emergency medical responder services, and to volunteer emergency
16 medical technicians services practitioners in any municipality that authorizes
17 volunteer emergency medical technicians services practitioners to provide
18 emergency medical technical services in the municipality. To the extent permitted
19 by federal law, the department shall administer the program so as to treat the
20 length-of-service awards as a tax-deferred benefit under the Internal Revenue
21 Code.

ASSEMBLY BILL 59**SECTION 4**

1 **SECTION 4.** 16.25 (3) (a) of the statutes is amended to read:

2 16.25 (3) (a) All municipalities that operate volunteer fire departments or that
3 contract with a volunteer fire company organized under ch. 181 or 213, all
4 municipalities that authorize ~~first~~ emergency medical responders to provide ~~first~~
5 emergency medical responder services, and all municipalities that authorize
6 volunteer emergency medical ~~technicians~~ services practitioners to provide
7 emergency medical technical services are eligible to participate in the program.

8 **SECTION 5.** 16.25 (3) (b) of the statutes is amended to read:

9 16.25 (3) (b) Annual contributions in an amount determined by the
10 municipality shall be paid by each municipality for each volunteer fire fighter, ~~first~~
11 emergency medical responder, and emergency medical ~~technician~~ services
12 practitioner who provides services for the municipality.

13 **SECTION 6.** 16.25 (3) (c) of the statutes is amended to read:

14 16.25 (3) (c) The municipality may select from among the plans offered by
15 individuals or organizations under contract with the department under sub. (4) for
16 the volunteer fire fighters, ~~first~~ emergency medical responders, and emergency
17 medical ~~technicians~~ services practitioners who perform services for the municipality.
18 The municipality shall pay the annual contributions directly to the individual or
19 organization offering the plan selected by the municipality.

20 **SECTION 7.** 16.25 (3) (d) 1. of the statutes is amended to read:

21 16.25 (3) (d) 1. Subject to subd. 2., the department shall match all annual
22 municipal contributions paid for volunteer fire fighters, ~~first~~ emergency medical
23 responders, and emergency medical ~~technicians~~ services practitioners up to \$250 per
24 fiscal year, other than contributions paid for the purchase of additional years of
25 service under par. (e), to be paid from the appropriation account under s. 20.505 (4)

ASSEMBLY BILL 59

1 (er). This amount shall be adjusted annually on July 1 to reflect any changes in the
2 U.S. consumer price index for all urban consumers, U.S. city average, as determined
3 by the U.S. department of labor, for the 12-month period ending on the preceding
4 December 31. The department shall pay all amounts that are matched under this
5 paragraph to the individuals and organizations offering the plans selected by the
6 municipalities.

7 **SECTION 8.** 16.25 (3) (d) 2. of the statutes is amended to read:

8 16.25 (3) (d) 2. If the moneys appropriated under s. 20.505 (4) (er) are not
9 sufficient to fully fund the contributions required to be paid by the department under
10 subd. 1., the department shall prorate the contributions paid for the volunteer fire
11 fighters, first emergency medical responders, and emergency medical technicians
12 services practitioners.

13 **SECTION 9.** 16.25 (3) (e) of the statutes is amended to read:

14 16.25 (3) (e) A municipality may purchase additional years of service for
15 volunteer fire fighters, first emergency medical responders, and emergency medical
16 technicians services practitioners. The number of additional years of service that
17 may be purchased under this paragraph may not exceed the number of years of
18 volunteer fire fighting, first emergency medical responder service, or emergency
19 medical technical service performed by the volunteer fire fighter, first emergency
20 medical responder, or emergency medical technician services practitioner for the
21 municipality.

22 **SECTION 10.** 16.25 (3) (f) of the statutes is amended to read:

23 16.25 (3) (f) Except in the case of a volunteer fire fighter, first emergency
24 medical responder, or emergency medical technician services practitioner or the
25 beneficiary of a volunteer fire fighter, first emergency medical responder, or

ASSEMBLY BILL 59**SECTION 10**

1 emergency medical ~~technician~~ services practitioner eligible for a lump sum under
2 par. (i), a vesting period of 10 years of volunteer fire fighting, ~~first~~ emergency medical
3 responder service, or emergency medical technical service for a municipality shall be
4 required before a volunteer fire fighter, ~~first~~ emergency medical responder, or
5 emergency medical ~~technician~~ services practitioner may receive any benefits under
6 the program.

7 **SECTION 11.** 16.25 (3) (g) of the statutes is amended to read:

8 16.25 (3) (g) A volunteer fire fighter, ~~first~~ emergency medical responder, or
9 emergency medical ~~technician~~ services practitioner shall be paid a length of service
10 award either in a lump sum or in a manner specified by rule, consisting of all
11 municipal and state contributions made on behalf of the volunteer fire fighter, ~~first~~
12 emergency medical responder, or emergency medical ~~technician~~ services
13 practitioner and all earnings on the contributions, less any expenses incurred in the
14 investment of the contributions and earnings, after the volunteer fire fighter, ~~first~~
15 emergency medical responder, or emergency medical ~~technician~~ services
16 practitioner attains 20 years of service for a municipality and reaches the age of 60.
17 If a volunteer fire fighter, ~~first~~ emergency medical responder, or emergency medical
18 ~~technician~~ services practitioner has satisfied all vesting requirements under the
19 program but has less than 20 years of service for a municipality or has not reached
20 the age of 60, the program shall provide for the payment of a length of service award
21 either in a lump sum or in a manner specified by rule in an amount to be determined
22 by the department, but less than the amount paid to a volunteer fire fighter, ~~first~~
23 emergency medical responder, or emergency medical ~~technician~~ services
24 practitioner who has attained 20 years of service for a municipality and has reached
25 the age of 60.

ASSEMBLY BILL 59

1 **SECTION 12.** 16.25 (3) (h) of the statutes is amended to read:

2 16.25 (3) (h) The account of a volunteer fire fighter, first emergency medical
3 responder, or emergency medical ~~technician~~ services practitioner who has not met
4 all of the vesting requirements under the program shall be closed if he or she should
5 cease providing volunteer fire fighting, first emergency medical responder, or
6 emergency medical technical services for a municipality for a period of 6 months or
7 more, unless he or she has been granted a leave of absence by his or her supervisor.

8 **SECTION 13.** 16.25 (3) (i) 1. of the statutes is amended to read:

9 16.25 (3) (i) 1. The beneficiary of a volunteer fire fighter, first emergency
10 medical responder, or emergency medical ~~technician~~ services practitioner who is
11 killed in the line of duty or while actively engaged in the rendering of volunteer fire
12 fighting, first emergency medical responder, or emergency medical technical service
13 shall be paid a length of service award either in a lump sum or in a manner specified
14 by rule, consisting of all municipal and state contributions made on behalf of the
15 volunteer fire fighter, first emergency medical responder, or emergency medical
16 ~~technician~~ services practitioner and all earnings on the contributions, less any
17 expenses incurred in the investment of the contributions and earnings.

18 **SECTION 14.** 16.25 (3) (i) 2. of the statutes is amended to read:

19 16.25 (3) (i) 2. A volunteer fire fighter, first emergency medical responder, or
20 emergency medical ~~technician~~ services practitioner who becomes disabled during his
21 or her service as a volunteer fire fighter, first emergency medical responder, or
22 emergency medical ~~technician~~ services practitioner for the municipality shall be
23 paid a length of service award either in a lump sum or in a manner specified by rule,
24 in an amount to be determined by the department.

25 **SECTION 15.** 16.25 (3) (j) of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 15**

1 16.25 (3) (j) The account of any volunteer fire fighter, first emergency medical
2 responder, or emergency medical ~~teehnieian~~ services practitioner who has not met
3 all of the vesting requirements under the program, who has not provided volunteer
4 fire fighting, first emergency medical responder, or emergency medical technical
5 services for a municipality for a period of 6 months or more, who does not meet any
6 other program requirement established by the municipality, and who has not been
7 granted a leave of absence by his or her supervisor shall be closed.

8 **SECTION 16.** 16.25 (3) (k) of the statutes is amended to read:

9 16.25 (3) (k) The department shall equitably allocate all moneys in accounts
10 of volunteer fire fighters, first emergency medical responders, and emergency
11 medical ~~teehnieians~~ services practitioners that have been closed to the accounts of
12 volunteer fire fighters, first emergency medical responders, and emergency medical
13 ~~teehnieians~~ services practitioners that have not been forfeited or closed.

14 **SECTION 17.** 16.25 (5) of the statutes is amended to read:

15 16.25 (5) The department shall establish by rule a process by which a volunteer
16 fire fighter, first emergency medical responder, or emergency medical ~~teehnieian~~
17 services practitioner may appeal to the secretary any decision made by the
18 department or by an individual or organization under contract with the department
19 under sub. (4) that affects a substantial interest of the volunteer fire fighter, first
20 emergency medical responder, or emergency medical ~~teehnieian~~ services
21 practitioner under the program.

22 **SECTION 18.** 20.435 (1) (ch) of the statutes is amended to read:

23 20.435 (1) (ch) *Emergency medical services; aids.* The amounts in the schedule
24 for emergency medical ~~teehnieian~~ — basic emergency medical technician training
25 and examination aid under s. 256.12 (5) and for ambulance service vehicles or vehicle

ASSEMBLY BILL 59

1 equipment, emergency medical services supplies or equipment or emergency
2 medical training for personnel under s. 256.12 (4).

3 **SECTION 19.** 36.27 (3m) (a) 1g. of the statutes is amended to read:

4 36.27 **(3m)** (a) 1g. “Emergency medical services technician” means an
5 individual under s. 256.01 (4p) or (5) or (9).

6 **SECTION 20.** 38.24 (5) (a) 1j. of the statutes is amended to read:

7 38.24 **(5)** (a) 1j. “Emergency medical services technician” means an individual
8 under s. 256.01 (4p) or (5) or (9).

9 **SECTION 21.** 40.02 (48) (bm) of the statutes is amended to read:

10 40.02 **(48)** (bm) “Protective occupation participant” includes any participant
11 who is an emergency medical technician services practitioner, as defined in s. 256.01
12 (5), if the participant’s employer classifies the participant as a protective occupation
13 participant and the department receives notification of the participant’s name as
14 provided in s. 40.06 (1) (d) and (dm). Notwithstanding par. (a), an employer may
15 classify a participant who is an emergency medical technician services practitioner
16 as a protective occupation participant without making a determination that the
17 principal duties of the participant involve active law enforcement or active fire
18 suppression or prevention. A determination under this paragraph may not be
19 appealed under s. 40.06 (1) (e) or (em), but a determination under this paragraph
20 regarding the classification of a state employee is subject to review under s. 40.06 (1)
21 (dm). Notwithstanding sub. (17) (d), each participant who is classified as a protective
22 occupation participant under this paragraph on or after January 1, 1991, shall be
23 granted creditable service as a protective occupation participant for all covered
24 service as an emergency medical technician services practitioner that was earned on
25 or after the date on which the department receives notification of the participant’s

ASSEMBLY BILL 59**SECTION 21**

1 name as provided in s. 40.06 (1) (d) and (dm), but may not be granted creditable
2 service as a protective occupation participant for any covered service as an
3 emergency medical ~~technician~~ services practitioner that was earned before that
4 date.

5 **SECTION 22.** 40.65 (4r) of the statutes is amended to read:

6 40.65 (4r) A protective occupation participant who is an emergency medical
7 ~~technician~~ services practitioner, as defined in s. 256.01 (5), is not entitled to a duty
8 disability benefit under this section for an injury or disease occurring before the date
9 on which the department receives notification of the participant's name as provided
10 in s. 40.06 (1) (d) and (dm).

11 **SECTION 23.** 48.195 (1) of the statutes is amended to read:

12 48.195 (1) TAKING CHILD INTO CUSTODY. In addition to being taken into custody
13 under s. 48.19, a child whom a law enforcement officer, emergency medical
14 ~~technician~~ services practitioner, as defined in s. 256.01 (5), or hospital staff member
15 reasonably believes to be 72 hours old or younger may be taken into custody under
16 circumstances in which a parent of the child relinquishes custody of the child to the
17 law enforcement officer, emergency medical ~~technician~~ services practitioner, or
18 hospital staff member and does not express an intent to return for the child. If a
19 parent who wishes to relinquish custody of his or her child under this subsection is
20 unable to travel to a sheriff's office, police station, fire station, hospital, or other place
21 where a law enforcement officer, emergency medical ~~technician~~ services practitioner,
22 or hospital staff member is located, the parent may dial the telephone number "911"
23 or, in an area in which the telephone number "911" is not available, the number for
24 an emergency medical service provider, and the person receiving the call shall
25 dispatch a law enforcement officer or emergency medical ~~technician~~ services

ASSEMBLY BILL 59

1 practitioner to meet the parent and take the child into custody. A law enforcement
2 officer, emergency medical ~~technician~~ services practitioner, or hospital staff member
3 who takes a child into custody under this subsection shall take any action necessary
4 to protect the health and safety of the child, shall, within 24 hours after taking the
5 child into custody, deliver the child to the intake worker under s. 48.20, and shall,
6 within 5 days after taking the child into custody, file a birth certificate for the child
7 under s. 69.14 (3).

8 **SECTION 24.** 48.195 (2) (a) of the statutes is amended to read:

9 48.195 (2) (a) Except as provided in this paragraph, a parent who relinquishes
10 custody of a child under sub. (1) and any person who assists the parent in that
11 relinquishment have the right to remain anonymous. The exercise of that right shall
12 not affect the manner in which a law enforcement officer, emergency medical
13 ~~technician~~ services practitioner, as defined in s. 256.01 (5), or hospital staff member
14 performs his or her duties under this section. No person may induce or coerce or
15 attempt to induce or coerce a parent or person assisting a parent who wishes to
16 remain anonymous into revealing his or her identity, unless the person has
17 reasonable cause to suspect that the child has been the victim of abuse or neglect or
18 that the person assisting the parent is coercing the parent into relinquishing custody
19 of the child.

20 **SECTION 25.** 48.195 (2) (b) of the statutes is amended to read:

21 48.195 (2) (b) A parent who relinquishes custody of a child under sub. (1) and
22 any person who assists the parent in that relinquishment may leave the presence of
23 the law enforcement officer, emergency medical ~~technician~~ services practitioner, as
24 defined in s. 256.01 (5), or hospital staff member who took custody of the child at any
25 time, and no person may follow or pursue the parent or person assisting the parent,

ASSEMBLY BILL 59**SECTION 25**

1 unless the person has reasonable cause to suspect that the child has been the victim
2 of abuse or neglect or that the person assisting the parent has coerced the parent into
3 relinquishing custody of the child.

4 **SECTION 26.** 48.195 (3) (a) of the statutes is amended to read:

5 48.195 (3) (a) Subject to par. (b), a law enforcement officer, emergency medical
6 ~~technician services practitioner, as defined in s. 256.01 (5),~~ or hospital staff member
7 who takes a child into custody under sub. (1) shall make available to the parent who
8 relinquishes custody of the child the maternal and child health toll-free telephone
9 number maintained by the department under 42 USC 705 (a) (5) (E).

10 **SECTION 27.** 48.195 (4) (b) of the statutes is amended to read:

11 48.195 (4) (b) Any law enforcement officer, emergency medical ~~technician~~
12 ~~services practitioner, as defined in s. 256.01 (5),~~ or hospital staff member who takes
13 a child into custody under sub. (1) is immune from any civil liability to the child's
14 parents, or any criminal liability for any good faith act or omission occurring solely
15 in connection with the act of receiving custody of the child from the child's parents,
16 but is not immune from any civil or criminal liability for any act or omission occurring
17 in subsequently providing care for the child.

18 **SECTION 28.** 48.685 (1) (ag) 2. of the statutes is amended to read:

19 48.685 (1) (ag) 2. "Caregiver" does not include a person who is certified as an
20 emergency medical ~~technician services practitioner~~ under s. 256.15 if the person is
21 employed, or seeking employment, as an emergency medical ~~technician services~~
22 practitioner and does not include a person who is certified as ~~a first~~ an emergency
23 medical responder under s. 256.15 if the person is employed, or seeking employment,
24 as ~~a first~~ an emergency medical responder.

25 **SECTION 29.** 48.981 (2) (a) 27. of the statutes is amended to read:

ASSEMBLY BILL 59

1 48.981 (2) (a) 27. An emergency medical technician services practitioner.

2 **SECTION 30.** 48.981 (2) (a) 28. of the statutes is amended to read:

3 48.981 (2) (a) 28. ~~A first~~ An emergency medical responder, as defined in s.
4 256.01 (4p).

5 **SECTION 31.** 50.065 (1) (ag) 2. of the statutes is amended to read:

6 50.065 (1) (ag) 2. "Caregiver" does not include a person who is certified as an
7 emergency medical technician services practitioner under s. 256.15 if the person is
8 employed, or seeking employment, as an emergency medical technician services
9 practitioner and does not include a person who is certified as ~~a first~~ an emergency
10 medical responder under s. 256.15 if the person is employed, or seeking employment,
11 as ~~a first~~ an emergency medical responder.

12 **SECTION 32.** 59.34 (2) (a) of the statutes is amended to read:

13 59.34 (2) (a) Notwithstanding s. 979.04 (3) and except as provided in par. (b),
14 any person holding office under sub. (1) may also serve as an emergency medical
15 technician, ~~first~~ services practitioner, emergency medical responder, or fire fighter.

16 **SECTION 33.** 59.34 (2) (b) 1. of the statutes is amended to read:

17 59.34 (2) (b) 1. No person serving as a coroner or medical examiner, or deputy
18 coroner or medical examiner's assistant, who also serves as an emergency medical
19 technician, ~~first~~ services practitioner, emergency medical responder, or a fire fighter
20 may participate as a coroner or medical examiner, or deputy coroner or medical
21 examiner's assistant, in any case in which he or she may be required to participate
22 as an emergency medical technician, ~~first~~ services practitioner, emergency medical
23 responder, or fire fighter. If an apparent or actual conflict of interest arises between
24 the person's duties as coroner or medical examiner and as emergency medical
25 technician, ~~first~~ services practitioner, emergency medical responder, or fire fighter,

ASSEMBLY BILL 59**SECTION 33**

1 the deputy coroner or medical examiner's assistant shall act as coroner or medical
2 examiner in the case in which the conflict exists. If an apparent or actual conflict of
3 interest arises between the person's duties as deputy coroner or medical examiner's
4 assistant and as emergency medical technician, ~~first services practitioner,~~
5 emergency medical responder, or fire fighter, a coroner or another deputy coroner, or
6 a medical examiner or another medical examiner's assistant shall act as coroner or
7 medical examiner in the case in which the conflict exists. If there is no coroner,
8 deputy coroner, medical examiner, or medical examiner's assistant available who
9 may act without an apparent or actual conflict of interest, the coroner or medical
10 examiner shall request that the coroner, medical examiner, deputy coroner, or a
11 medical examiner's assistant in another county act as coroner or medical examiner
12 in the case in which the conflict exists. Any fees owed to or expenses incurred by the
13 acting coroner or medical examiner from the other county shall be paid by the county
14 that requested the acting coroner's or medical examiner's services.

15 **SECTION 34.** 59.35 (5) of the statutes is amended to read:

16 59.35 (5) A person holding office under this section may also serve as an
17 emergency medical technician, ~~a first services practitioner,~~ an emergency medical
18 responder, a fire fighter or a chief, deputy chief or assistant chief of a fire department.

19 **SECTION 35.** 60.37 (4) (a) of the statutes is amended to read:

20 60.37 (4) (a) An elected town officer, other than a town clerk, a town treasurer,
21 or an officer serving in a combined office of town clerk and town treasurer, who also
22 serves as a town employee may be paid an hourly wage for serving as a town
23 employee, not exceeding a total of \$5,000 each year. An elected town officer, who is
24 a town clerk, a town treasurer, or an officer serving in a combined office of town clerk
25 and town treasurer, who also serves as a town employee may be paid an hourly wage

ASSEMBLY BILL 59

1 for serving as a town employee, not exceeding a total of \$15,000 each year. Amounts
2 that are paid under this paragraph may be paid in addition to any amount that an
3 individual receives under s. 60.32 or as a volunteer fire fighter, emergency medical
4 technician, ~~or first~~ services practitioner, or emergency medical responder under s.
5 66.0501 (4). The \$5,000 maximum in this paragraph includes amounts paid to a town
6 board supervisor who is acting as superintendent of highways under s. 82.03 (1).

7 **SECTION 36.** 66.0137 (4t) of the statutes is amended to read:

8 66.0137 (4t) HEALTH INSURANCE FOR PROTECTIVE SERVICES EMPLOYEES. If a 1st
9 class city offers health care insurance to employees who are police officers, fire
10 fighters, or emergency medical technicians services practitioners, as defined in s.
11 256.01 (5), the 1st class city shall also offer to the employees who are police officers,
12 fire fighters, or emergency medical technicians services practitioners a
13 high-deductible health plan.

14 **SECTION 37.** 66.0501 (4) of the statutes is amended to read:

15 66.0501 (4) COMPATIBLE OFFICES AND POSITIONS. A volunteer fire fighter,
16 emergency medical technician, ~~or first~~ services practitioner, or emergency medical
17 responder in a city, village, or town whose annual compensation from one or more of
18 those positions, including fringe benefits, does not exceed \$25,000 if the city, village,
19 or town has a population of 5,000 or less, or \$15,000 if the city, village, or town has
20 a population of more than 5,000, may also hold an elective office in that city, village,
21 or town. It is compatible with his or her office for an elected town officer to receive
22 wages under s. 60.37 (4) for work that he or she performs for the town.

23 **SECTION 38.** 66.0608 (title) of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 38**

1 **66.0608** (title) **Separate accounts for municipal fire, emergency**
2 **medical technician services practitioner, and first emergency medical**
3 **responder volunteer funds.**

4 **SECTION 39.** 66.0608 (1) (a) of the statutes is renumbered 66.0608 (1) (aw) and
5 amended to read:

6 66.0608 (1) (aw) “Emergency medical technician services practitioner” has the
7 meaning given in s. 256.01 (5).

8 **SECTION 40.** 66.0608 (1) (b) of the statutes is amended to read:

9 66.0608 (1) (b) “Emergency medical technician services practitioner volunteer
10 funds” means funds of a municipality that are raised by employees of the
11 municipality’s emergency medical technician services practitioner department, by
12 volunteers, or by donation to the emergency medical technician services practitioner
13 department, for the benefit of the municipality’s emergency medical technician
14 services practitioner department.

15 **SECTION 41.** 66.0608 (1) (d) of the statutes is renumbered 66.0608 (1) (ak) and
16 amended to read:

17 66.0608 (1) (ak) “First Emergency medical responder” has the meaning given
18 in s. 256.01 (9) (4p).

19 **SECTION 42.** 66.0608 (1) (e) of the statutes is renumbered 66.0608 (1) (am) and
20 amended to read:

21 66.0608 (1) (am) “First Emergency medical responder volunteer funds” means
22 funds of a municipality that are raised by employees of the municipality’s first
23 emergency medical responder department, by volunteers, or by donation to the first
24 emergency medical responder department, for the benefit of the municipality’s first
25 emergency medical responder department.

ASSEMBLY BILL 59

1 **SECTION 43.** 66.0608 (1) (h) of the statutes is amended to read:

2 66.0608 (1) (h) “Volunteer funds” means emergency medical technician
3 services practitioner volunteer funds, fire volunteer funds, or first emergency
4 medical responder volunteer funds.

5 **SECTION 44.** 66.0608 (2) (a) of the statutes is amended to read:

6 66.0608 (2) (a) Authorizes a particular official or employee of the municipality’s
7 fire department, emergency medical technician services practitioner department, or
8 first emergency medical responder department to deposit volunteer funds of the
9 department for which the individual serves as an official or employee, in an account
10 in the name of the fire department, emergency medical technician services
11 practitioner department, or first emergency medical responder department, in a
12 public depository.

13 **SECTION 45.** 66.0608 (2) (b) of the statutes is amended to read:

14 66.0608 (2) (b) Gives the municipality’s fire department, emergency medical
15 technician services practitioner department, or first emergency medical responder
16 department, through the official or employee described under par. (a), exclusive
17 control over the expenditure of volunteer funds of the department for which the
18 individual serves as an official or employee in an account described under par. (a).

19 **SECTION 46.** 97.67 (5m) (a) 6. of the statutes is amended to read:

20 97.67 (5m) (a) 6. An emergency medical technician services practitioner, as
21 defined in s. 256.01 (5).

22 **SECTION 47.** 102.03 (1) (c) 2. of the statutes is amended to read:

23 102.03 (1) (c) 2. Any employee going to and from his or her employment in the
24 ordinary and usual way, while on the premises of the employer, or while in the
25 immediate vicinity of those premises if the injury results from an occurrence on the

ASSEMBLY BILL 59**SECTION 47**

1 premises; any employee going between an employer's designated parking lot and the
2 employer's work premises while on a direct route and in the ordinary and usual way;
3 any volunteer fire fighter, ~~first~~ emergency medical responder, emergency medical
4 ~~technician~~ services practitioner, rescue squad member, or diving team member while
5 responding to a call for assistance, from the time of the call for assistance to the time
6 of his or her return from responding to that call, including traveling to and from any
7 place to respond to and return from that call, but excluding any deviations for private
8 or personal purposes; or any fire fighter or municipal utility employee responding to
9 a call for assistance outside the limits of his or her city or village, unless that response
10 is in violation of law, is performing service growing out of and incidental to
11 employment.

12 **SECTION 48.** 103.88 (title) of the statutes is amended to read:

13 **103.88 (title) Absence from work of volunteer fire fighter, emergency**
14 **medical technician, ~~first~~ services practitioner, emergency medical**
15 **responder, or ambulance driver.**

16 **SECTION 49.** 103.88 (1) (c) of the statutes is amended to read:

17 103.88 (1) (c) "Emergency medical ~~technician~~ services practitioner" has the
18 meaning given in s. 256.01 (5).

19 **SECTION 50.** 103.88 (1) (f) of the statutes is renumbered 103.88 (1) (bm) and
20 amended to read:

21 103.88 (1) (bm) "~~First~~ Emergency medical responder" has the meaning given
22 in s. 256.01 (9) (4p).

23 **SECTION 51.** 103.88 (2) of the statutes is amended to read:

24 103.88 (2) ABSENCE FROM WORK PERMITTED. An employer shall permit an
25 employee who is a volunteer fire fighter, emergency medical ~~technician, first~~ services

ASSEMBLY BILL 59

1 practitioner, emergency medical responder, or ambulance driver for a volunteer fire
2 department or fire company, a public agency, or a nonprofit corporation to be late for
3 or absent from work if the lateness or absence is due to the employee responding to
4 an emergency that begins before the employee is required to report to work and if the
5 employee complies with sub. (3) (a). This subsection does not entitle an employee to
6 receive wages or salary for the time the employee is absent from work due to
7 responding to an emergency as provided in this subsection.

8 **SECTION 52.** 103.88 (3) (a) 1. of the statutes is amended to read:

9 103.88 **(3)** (a) 1. By no later than 30 days after becoming a member of a
10 volunteer fire department or fire company or becoming affiliated with an ambulance
11 service provider, submits to the employee's employer a written statement signed by
12 the chief of the volunteer fire department or fire company or by the person in charge
13 of the ambulance service provider notifying the employer that the employee is a
14 volunteer fire fighter, emergency medical technician, ~~first~~ services practitioner,
15 emergency medical responder, or ambulance driver for a volunteer fire department
16 or fire company, a public agency, or a nonprofit corporation.

17 **SECTION 53.** 108.05 (3) (a) of the statutes is amended to read:

18 108.05 **(3)** (a) Except as provided in pars. (c), (d) and (dm) and s. 108.062, if an
19 eligible employee earns wages in a given week, the first \$30 of the wages shall be
20 disregarded and the employee's applicable weekly benefit payment shall be reduced
21 by 67 percent of the remaining amount, except that no such employee is eligible for
22 benefits if the employee's benefit payment would be less than \$5 for any week. For
23 purposes of this paragraph, "wages" includes any salary reduction amounts earned
24 that are not wages and that are deducted from the salary of a claimant by an
25 employer pursuant to a salary reduction agreement under a cafeteria plan, within

ASSEMBLY BILL 59**SECTION 53**

1 the meaning of 26 USC 125, and any amount that a claimant would have earned in
2 available work under s. 108.04 (1) (a) which is treated as wages under s. 108.04 (1)
3 (bm), but excludes any amount that a claimant earns for services performed as a
4 volunteer fire fighter, volunteer emergency medical technician services practitioner,
5 or volunteer ~~first~~ emergency medical responder. In applying this paragraph, the
6 department shall disregard discrepancies of less than \$2 between wages reported by
7 employees and employers.

8 **SECTION 54.** 109.03 (1) (e) of the statutes is amended to read:

9 109.03 (1) (e) A part-time fire fighter or a part-time emergency medical
10 ~~technician~~ services practitioner, as defined in s. 256.01 (5), who is a member of a
11 volunteer fire department or emergency medical services program maintained by a
12 county, city, village, or town or of a volunteer fire company organized under ch. 181
13 or ch. 213 and who, by agreement between the fire fighter or emergency medical
14 ~~technician~~ services practitioner and the entity employing the fire fighter or
15 emergency medical ~~technician~~ services practitioner, is paid at regular intervals, but
16 no less often than annually.

17 **SECTION 55.** 111.91 (2) (gu) of the statutes is amended to read:

18 111.91 (2) (gu) The right of a public safety employee, who is an employee, as
19 defined in s. 103.88 (1) (d), and who is a fire fighter, emergency medical ~~technician~~,
20 ~~first~~ services practitioner, emergency medical responder, or ambulance driver for a
21 volunteer fire department or fire company, a public agency, as defined in s. 256.15 (1)
22 (n), or a nonprofit corporation, as defined in s. 256.01 (12), to respond to an
23 emergency as provided under s. 103.88 (2).

24 **SECTION 56.** 118.29 (1) (c) of the statutes is amended to read:

ASSEMBLY BILL 59

1 118.29 (1) (c) “Health care professional” means a person licensed as an
2 emergency medical technician services practitioner under s. 256.15, a person
3 certified as ~~a first~~ an emergency medical responder under s. 256.15 (8) or any person
4 licensed, certified, permitted or registered under chs. 441 or 446 to 449.

5 **SECTION 57.** 146.37 (1) (a) of the statutes is amended to read:

6 146.37 (1) (a) “Health care provider” includes an ambulance service provider,
7 as defined in s. 256.01 (3), and an emergency medical technician services
8 practitioner, as defined in s. 256.01 (5), and ~~a first~~ an emergency medical responder,
9 as defined in s. 256.01 (9) (4p).

10 **SECTION 58.** 146.37 (1g) of the statutes is amended to read:

11 146.37 (1g) Except as provided in s. 153.76, no person acting in good faith who
12 participates in the review or evaluation of the services of health care providers or
13 facilities or the charges for such services conducted in connection with any program
14 organized and operated to help improve the quality of health care, to avoid improper
15 utilization of the services of health care providers or facilities or to determine the
16 reasonable charges for such services, or who participates in the obtaining of health
17 care information under subch. I of ch. 153, is liable for any civil damages as a result
18 of any act or omission by such person in the course of such review or evaluation. Acts
19 and omissions to which this subsection applies include, but are not limited to, acts
20 or omissions by peer review committees or hospital governing bodies in censuring,
21 reprimanding, limiting or revoking hospital staff privileges or notifying the medical
22 examining board or podiatry affiliated credentialing board under s. 50.36 or taking
23 any other disciplinary action against a health care provider or facility and acts or
24 omissions by a medical director in reviewing the performance of emergency medical

ASSEMBLY BILL 59**SECTION 58**

1 ~~technicians services practitioners~~, as defined in s. 256.01 (5), or ambulance service
2 providers.

3 **SECTION 59.** 146.81 (1) (r) of the statutes is amended to read:

4 146.81 (1) (r) An emergency medical ~~technician~~ services practitioner, as
5 defined in s. 256.01 (5).

6 **SECTION 60.** 146.81 (1) (s) of the statutes is amended to read:

7 146.81 (1) (s) ~~A first~~ An emergency medical responder, as defined in s. 256.01
8 ~~(9) (4p)~~.

9 **SECTION 61.** 146.81 (4) of the statutes is amended to read:

10 146.81 (4) "Patient health care records" means all records related to the health
11 of a patient prepared by or under the supervision of a health care provider; and all
12 records made by an ambulance service provider, as defined in s. 256.01 (3), an
13 emergency medical ~~technician~~ services practitioner, as defined in s. 256.01 (5), or ~~a~~
14 ~~first~~ an emergency medical responder, as defined in s. 256.01 ~~(9) (4p)~~, in
15 administering emergency care procedures to and handling and transporting sick,
16 disabled, or injured individuals. "Patient health care records" includes billing
17 statements and invoices for treatment or services provided by a health care provider
18 and includes health summary forms prepared under s. 302.388 (2). "Patient health
19 care records" does not include those records subject to s. 51.30, reports collected
20 under s. 69.186, records of tests administered under s. 252.15 (5g) or (5j), 343.305,
21 938.296 (4) or (5) or 968.38 (4) or (5), records related to sales of pseudoephedrine
22 products, as defined in s. 961.01 (20c), that are maintained by pharmacies under s.
23 961.235, fetal monitor tracings, as defined under s. 146.817 (1), or a pupil's physical
24 health records maintained by a school under s. 118.125.

25 **SECTION 62.** 146.997 (1) (d) 14. of the statutes is amended to read:

ASSEMBLY BILL 59

1 146.997 (1) (d) 14. An emergency medical ~~technician~~ services practitioner
2 licensed under s. 256.15 (5) or ~~a first~~ an emergency medical responder.

3 **SECTION 63.** 154.17 (2) of the statutes is amended to read:

4 154.17 (2) “Do-not-resuscitate order” means a written order issued under the
5 requirements of this subchapter that directs emergency medical ~~technicians,~~ first
6 services practitioners, emergency medical responders, and emergency health care
7 facilities personnel not to attempt cardiopulmonary resuscitation on a person for
8 whom the order is issued if that person suffers cardiac or respiratory arrest.

9 **SECTION 64.** 154.17 (3) of the statutes is amended to read:

10 154.17 (3) “Emergency medical ~~technician~~ services practitioner” has the
11 meaning given under s. 256.01 (5).

12 **SECTION 65.** 154.17 (3m) of the statutes is renumbered 154.17 (2r) and
13 amended to read:

14 154.17 (2r) “~~First~~ Emergency medical responder” has the meaning given under
15 s. 256.01 (9) (4p).

16 **SECTION 66.** 154.19 (3) (a) of the statutes is amended to read:

17 154.19 (3) (a) Except as provided in par. (b), emergency medical ~~technicians,~~
18 first services practitioners, as defined in s. 256.01 (5), emergency medical
19 responders, as defined in s. 256.01 (4p), and emergency health care facilities
20 personnel shall follow do-not-resuscitate orders. The procedures used in following
21 a do-not-resuscitate order shall be in accordance with any procedures established
22 by the department by rule.

23 **SECTION 67.** 154.19 (3) (b) 3. of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 67**

1 154.19 (3) (b) 3. The emergency medical ~~technician, first services practitioner,~~
2 emergency medical responder or member of the emergency health care facility knows
3 that the patient is pregnant.

4 **SECTION 68.** 154.21 (1) (a) of the statutes is amended to read:

5 154.21 (1) (a) The patient expresses to an emergency medical ~~technician, first~~
6 services practitioner, to an emergency medical responder, or to a person who serves
7 as a member of an emergency health care facility's personnel the desire to be
8 resuscitated. The emergency medical ~~technician, first services practitioner,~~
9 emergency medical responder, or the member of the emergency health care facility
10 shall promptly remove the do-not-resuscitate bracelet.

11 **SECTION 69.** 154.225 (2) (a) of the statutes is amended to read:

12 154.225 (2) (a) The guardian or health care agent directs an emergency medical
13 ~~technician, first services practitioner, an emergency medical~~ responder, or a person
14 who serves as a member of an emergency health care facility's personnel to
15 resuscitate the patient. The emergency medical ~~technician, first services~~
16 practitioner, the emergency medical responder, or the member of the emergency
17 health care facility shall promptly remove the do-not-resuscitate bracelet.

18 **SECTION 70.** 154.23 (intro.) of the statutes is amended to read:

19 **154.23 Liability.** (intro.) No physician, emergency medical ~~technician, first~~
20 services practitioner, emergency medical responder, health care professional, or
21 emergency health care facility may be held criminally or civilly liable, or charged
22 with unprofessional conduct, for any of the following:

23 **SECTION 71.** 154.25 (6) of the statutes is amended to read:

24 154.25 (6) VALID DO-NOT-RESUSCITATE BRACELET. A do-not-resuscitate bracelet
25 that has not been removed, altered, or tampered with in any way shall be presumed

ASSEMBLY BILL 59

1 valid, unless the patient, the patient's guardian, or the patient's health care agent
2 expresses to the emergency medical technician, ~~first~~ services practitioner,
3 emergency medical responder, or emergency health care facility personnel the
4 patient's desire to be resuscitated.

5 **SECTION 72.** 157.06 (12) (a) 1. of the statutes is amended to read:

6 157.06 (12) (a) 1. A law enforcement officer, fire fighter, emergency medical
7 ~~technician, first~~ services practitioner, emergency medical responder, or ambulance
8 service provider.

9 **SECTION 73.** 252.01 (1g) of the statutes is repealed and recreated to read:

10 252.01 (1g) "Emergency medical responder" has the meaning given in s. 256.01
11 (4p).

12 **SECTION 74.** 252.14 (1) (ar) 13. of the statutes is amended to read:

13 252.14 (1) (ar) 13. An emergency medical ~~technician~~ services practitioner
14 licensed under s. 256.15 (5).

15 **SECTION 75.** 252.14 (1) (ar) 15. of the statutes is amended to read:

16 252.14 (1) (ar) 15. ~~A first~~ An emergency medical responder.

17 **SECTION 76.** 252.15 (1) (af) of the statutes is amended to read:

18 252.15 (1) (af) "Emergency medical ~~technician~~ services practitioner" has the
19 meaning given in s. 256.01 (5).

20 **SECTION 77.** 252.15 (5g) (a) 1. of the statutes is amended to read:

21 252.15 (5g) (a) 1. The person is an emergency medical ~~technician; first~~ services
22 practitioner; emergency medical responder; fire fighter; peace officer; correctional
23 officer; person who is employed at a juvenile correctional facility, as defined in s.
24 938.02 (10p), or a secured residential care center for children and youth, as defined
25 in s. 938.02 (15g); state patrol officer; jailer, keeper of a jail, or person designated with

ASSEMBLY BILL 59**SECTION 77**

1 custodial authority by the jailer or keeper and the contact occurred during the course
2 of the person providing care or services to the individual.

3 **SECTION 78.** 255.35 (1m) (a) 1. of the statutes is amended to read:

4 255.35 (1m) (a) 1. Licensure as an ~~emergency medical technician — basic,~~
5 ~~emergency medical technician, advanced emergency medical technician, emergency~~
6 ~~medical technician — intermediate or emergency medical technician — paramedic,~~
7 ~~or paramedic~~ under s. 256.15 (5) (a).

8 **SECTION 79.** 256.01 (1) of the statutes is renumbered 256.01 (1t).

9 **SECTION 80.** 256.01 (1k) of the statutes is created to read:

10 256.01 (1k) “Advanced emergency medical technician” means an emergency
11 medical services practitioner who has completed intermediate technician training.

12 **SECTION 81.** 256.01 (5) of the statutes is amended to read:

13 256.01 (5) “Emergency medical ~~technician~~ services practitioner” means an
14 ~~emergency medical technician — basic~~ emergency medical technician, an advanced
15 emergency medical technician, an emergency medical technician — intermediate or
16 ~~an emergency medical technician — paramedic, or a paramedic.~~

17 **SECTION 82.** 256.01 (6) of the statutes is amended to read:

18 256.01 (6) “~~Emergency medical technician — basic~~ Emergency medical
19 technician” means an individual who is licensed by the department to administer
20 basic life support and to properly handle and transport sick, disabled, or injured
21 individuals or is exempt under s. 256.15 (2) (b) or (c).

22 **SECTION 83.** 256.01 (8) of the statutes is renumbered 256.01 (14) and amended
23 to read:

24 256.01 (14) “~~Emergency medical technician — paramedic~~ Paramedic” means
25 an individual who is specially trained in emergency cardiac, trauma, and other

ASSEMBLY BILL 59

1 lifesaving or emergency procedures in a training program or course of instruction
2 prescribed by the department and who is examined and licensed as an emergency
3 medical technician—~~paramedic~~ a paramedic under s. 256.15 (5) or is exempt under
4 s. 256.15 (2) (b) or (c).

5 **SECTION 84.** 256.01 (9) of the statutes is renumbered 256.01 (4p) and amended
6 to read:

7 256.01 (4p) “First Emergency medical responder” means a person who is
8 certified by the department as ~~a first~~ an emergency medical responder under s.
9 256.15 (8) (a) or is exempt under s. 256.15 (2) (b) or (c) and who, as a condition of
10 employment or as a member of an organization that provides emergency medical
11 care before hospitalization, provides emergency medical care to a sick, disabled, or
12 injured individual.

13 **SECTION 85.** 256.01 (11) of the statutes is amended to read:

14 256.01 (11) “Medical director” means a physician who trains, medically
15 coordinates, directs, supervises, establishes standard operating procedures for, and
16 designates physicians for direction and supervision of, emergency medical
17 ~~technicians~~ services practitioners and who reviews the performance of emergency
18 ~~medical technicians~~ services practitioners and ambulance service providers.

19 **SECTION 86.** 256.04 (6) of the statutes is amended to read:

20 256.04 (6) Seek involvement in its deliberations by ambulance service provider
21 personnel, emergency medical ~~technicians~~, ~~first~~ services practitioners, emergency
22 medical responders, persons who train emergency medical services personnel and
23 other interested persons.

24 **SECTION 87.** 256.08 (4) (c) of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 87**

1 256.08 (4) (c) Provide quality assurance in the emergency medical services
2 system, including collecting and analyzing data relating to local and regional
3 emergency medical services systems, ambulance service providers, first emergency
4 medical responders, and emergency medical technicians services practitioners.

5 **SECTION 88.** 256.08 (4) (d) of the statutes is amended to read:

6 256.08 (4) (d) Provide technical assistance to ambulance service providers, first
7 emergency medical responders, and emergency medical technicians services
8 practitioners in developing plans, expanding services, and complying with
9 applicable statutes and rules.

10 **SECTION 89.** 256.08 (4) (e) of the statutes is amended to read:

11 256.08 (4) (e) Set standards for all organizations that offer training to first
12 emergency medical responders and emergency medical technicians services
13 practitioners on what topics should be included in initial training and continuing
14 training.

15 **SECTION 90.** 256.08 (4) (h) of the statutes is amended to read:

16 256.08 (4) (h) Investigate complaints received regarding ambulance service
17 providers, first emergency medical responders, emergency medical technicians
18 services practitioners, and medical directors and take appropriate actions after first
19 consulting with the board and the state medical director for emergency medical
20 services.

21 **SECTION 91.** 256.08 (4) (j) of the statutes is amended to read:

22 256.08 (4) (j) Consult at least annually with the technical college system board
23 and the department of transportation on issues that affect ambulance service
24 providers, first emergency medical responders, and emergency medical technicians
25 services practitioners.

ASSEMBLY BILL 59

1 **SECTION 92.** 256.12 (2) (a) of the statutes is amended to read:

2 256.12 (2) (a) Any county, city, town, village, hospital, or combination thereof
3 may, after submission of a plan approved by the department, conduct an emergency
4 medical services program using emergency medical technicians — paramedics
5 services practitioners for the delivery of emergency medical care to sick, disabled, or
6 injured individuals at the scene of an emergency and during transport to a hospital,
7 while in the hospital emergency department until responsibility for care is assumed
8 by the regular hospital staff, and during transfer of a patient between health care
9 facilities. An ambulance service provider may, after submission of a plan approved
10 by the department, conduct an emergency medical services program using
11 emergency medical technicians — paramedics services practitioners for the delivery
12 of emergency medical care to sick, disabled, or injured individuals during transfer
13 of the individuals between health care facilities. Nothing in this section shall be
14 construed to prohibit the operation of fire department, police department, for-profit
15 ambulance service provider, or other emergency vehicles using the services of
16 emergency medical technicians — paramedics services practitioners in conjunction
17 with a program approved by the department. Hospitals that offer approved training
18 courses for emergency medical technicians — paramedics services practitioners
19 should, if feasible, serve as the base of operation for approved programs using
20 emergency medical technicians — paramedics services practitioners.

21 **SECTION 93.** 256.12 (2) (b) 1. of the statutes is amended to read:

22 256.12 (2) (b) 1. Provide administrative support and technical assistance to
23 emergency medical services programs that use emergency medical technicians
24 services practitioners or ambulance service providers.

25 **SECTION 94.** 256.12 (2) (b) 3. of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 94**

1 256.12 (2) (b) 3. Assist the development of training for emergency medical
2 ~~technicians services practitioners.~~

3 **SECTION 95.** 256.12 (5) (title) and (a) of the statutes are amended to read:

4 256.12 (5) (title) EMERGENCY MEDICAL TECHNICIAN SERVICES PRACTITIONER
5 TRAINING AND EXAMINATION AID. (a) From the appropriation account under s. 20.435
6 (1) (ch), the department shall annually distribute funds to ambulance service
7 providers that are public agencies, volunteer fire departments, or nonprofit
8 corporations to purchase the training required for licensure and renewal of licensure
9 as an ~~emergency medical technician~~ — basic emergency medical technician under
10 s. 256.15 (6), and to pay for administration of the examination required for licensure
11 or renewal of licensure as an ~~emergency medical technician~~ — basic emergency
12 medical technician under s. 256.15 (6) (a) 3. and (b) 1.

13 **SECTION 96.** 256.12 (7) of the statutes is amended to read:

14 256.12 (7) INSURANCE. A physician who participates in an emergency medical
15 services program under this section or as required under s. 256.15 shall purchase
16 health care liability insurance in compliance with subch. III of ch. 655, except for
17 those acts or omissions of a physician who, as a medical director, reviews the
18 performance of emergency medical ~~technicians services practitioners~~ or ambulance
19 service providers, as specified under s. 146.37 (1g).

20 **SECTION 97.** 256.15 (1) (d) of the statutes is amended to read:

21 256.15 (1) (d) “Basic life support” means emergency medical care that is
22 rendered to a sick, disabled, or injured individual, based on signs, symptoms, or
23 complaints, prior to the individual’s hospitalization or while transporting the
24 individual between health care facilities and that is limited to use of the knowledge,
25 skills, and techniques received from training required for licensure as an ~~emergency~~

ASSEMBLY BILL 59

1 ~~medical technician~~ — basic emergency medical technician, or for certification as a
2 first an emergency medical responder.

3 **SECTION 98.** 256.15 (2) (a) of the statutes is amended to read:

4 256.15 (2) (a) Except when acting under s. 257.03 and except as provided in
5 pars. (b) and (c), no person may act as or advertise for the provision of services as an
6 ambulance service provider unless the person holds an ambulance service provider
7 license issued under this section. Except when acting under s. 257.03 and except as
8 provided in pars. (b) and (c), no individual may act as or advertise for the provision
9 of services as an emergency medical ~~technician~~ services practitioner unless he or she
10 holds an emergency medical ~~technician~~ services practitioner license or training
11 permit issued under sub. (5). Except when acting under s. 257.03 and except as
12 provided in pars. (b) and (c), no individual may act as or advertise for the provision
13 of services as ~~a first~~ an emergency medical responder unless he or she holds ~~a first~~
14 an emergency medical responder certificate issued under sub. (8).

15 **SECTION 99.** 256.15 (2) (b) of the statutes is amended to read:

16 256.15 (2) (b) An ambulance service provider licensed in another state that
17 makes 10 or fewer patient transports per year that originate and terminate within
18 this state is not required to hold an ambulance service provider license under this
19 section. An emergency medical ~~technician~~ services practitioner licensed in or
20 holding a training permit in another state who is involved in 10 or fewer patient
21 transports per year that originate and terminate within this state is not required to
22 hold an emergency medical ~~technician~~ services practitioner license or training
23 permit under this section. ~~A first~~ An emergency medical responder certified in
24 another state who provides emergency medical care to 10 or fewer patients per year

ASSEMBLY BILL 59**SECTION 99**

1 within this state is not required to hold ~~a first~~ an emergency medical responder
2 certificate under this section.

3 **SECTION 100.** 256.15 (2) (c) of the statutes is amended to read:

4 256.15 (2) (c) Notwithstanding par. (a), a person may act as an ambulance
5 service provider, emergency medical ~~technician~~ services practitioner, or first
6 emergency medical responder without a license, training permit, or certificate
7 described under par. (a) if all of the following apply:

8 1. The person holds a valid license, training permit, certificate, or other
9 credential allowing the person to act as an ambulance service provider, emergency
10 medical ~~technician~~ services practitioner, or first emergency medical responder in
11 another state.

12 2. The person is acting in response to a request for mutual aid and responding
13 from the state in which that person holds a license, training permit, certificate, or
14 other credential allowing the person to act as an ambulance service provider,
15 emergency medical ~~technician~~ services practitioner, or first emergency medical
16 responder.

17 **SECTION 101.** 256.15 (4) (a) 1. of the statutes is amended to read:

18 256.15 (4) (a) 1. Any 2 emergency medical ~~technicians~~ services practitioners,
19 licensed registered nurses, licensed physician assistants or physicians, or any
20 combination thereof.

21 **SECTION 102.** 256.15 (4) (a) 2. of the statutes is amended to read:

22 256.15 (4) (a) 2. One emergency medical ~~technician~~ services practitioner plus
23 one individual with a training permit issued under sub. (5) (b) or plus one first
24 emergency medical responder, subject to par. (e).

25 **SECTION 103.** 256.15 (4) (b) of the statutes is amended to read:

ASSEMBLY BILL 59

1 256.15 (4) (b) An ambulance driver who is not an emergency medical technician
2 services practitioner may assist with the handling and movement of a sick, injured,
3 or disabled individual if an emergency medical technician services practitioner,
4 registered nurse, physician assistant, or physician directly supervises the driver. No
5 ambulance driver may administer care procedures that an emergency medical
6 technician services practitioner is authorized to administer unless he or she is an
7 emergency medical technician services practitioner.

8 **SECTION 104.** 256.15 (4) (c) of the statutes is amended to read:

9 256.15 (4) (c) Notwithstanding par. (a) 1. and 2. and subject to pars. (d) and (e),
10 the department may promulgate rules that establish standards for staffing of
11 ambulances in which the primary services provided are those which an advanced
12 emergency medical technician or emergency medical technician — intermediate is
13 authorized to provide or those which an ~~emergency medical technician~~ — paramedic
14 a paramedic is authorized to provide.

15 **SECTION 105.** 256.15 (4) (d) of the statutes is amended to read:

16 256.15 (4) (d) If an ambulance service provider that was initially licensed at
17 the paramedic level in 1993 and is located in a municipality in Dodge and Jefferson
18 counties has dispatched an ambulance containing 2 ~~emergency medical technicians~~
19 — ~~paramedics~~ paramedics, the department shall allow that ambulance service
20 provider to staff an ambulance at the paramedic level for a subsequent call with one
21 ~~emergency medical technician~~ — ~~paramedic~~ paramedic and one emergency medical
22 ~~technician~~ services practitioner of any level while the first ambulance containing 2
23 ~~emergency medical technicians~~ — ~~paramedics~~ paramedics is occupied providing
24 service.

25 **SECTION 106.** 256.15 (4) (e) 1. of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 106**

1 256.15 (4) (e) 1. The department shall allow an ambulance service provider
2 providing services at the ~~emergency medical technician — basic~~ emergency medical
3 technician level to staff an ambulance with at least one ~~emergency medical~~
4 ~~technician — basic~~ emergency medical technician and one individual who is an
5 ~~emergency medical technician — basic~~ emergency medical technician, an individual
6 with an ~~emergency medical technician — basic~~ emergency medical technician
7 training permit, or ~~a first~~ an emergency medical responder. An ambulance service
8 provider providing services at the ~~emergency medical technician — basic~~ emergency
9 medical technician level shall require an ~~emergency medical technician — basic~~
10 emergency medical technician to be in the patient compartment of the ambulance
11 during transport.

12 **SECTION 107.** 256.15 (4) (e) 2. of the statutes is amended to read:

13 256.15 (4) (e) 2. The department shall allow an ambulance service provider
14 providing services at the ~~emergency medical technician — intermediate or~~
15 ~~emergency medical technician — intermediate technician~~ advanced emergency
16 medical technician level to staff an ambulance with one ~~emergency medical~~
17 ~~technician~~ services practitioner at the level of the ambulance service and one
18 individual who holds a credential at the ~~first~~ emergency medical responder level or
19 higher. An ambulance service provider providing services at the ~~emergency medical~~
20 ~~technician — intermediate or~~ ~~emergency medical technician — intermediate~~
21 ~~technician~~ advanced emergency medical technician level shall require the individual
22 who holds the same level credential as the ambulance service to remain with the
23 patient at all times during care and transport of the patient, if the patient requires
24 that level of care.

25 **SECTION 108.** 256.15 (4) (f) 2. a. of the statutes is amended to read:

ASSEMBLY BILL 59

1 256.15 (4) (f) 2. a. The ambulance service provider has undertaken efforts to
2 recruit and train emergency medical ~~technicians~~ services practitioners capable of
3 being licensed under this section.

4 **SECTION 109.** 256.15 (4) (f) 2. b. of the statutes is amended to read:

5 256.15 (4) (f) 2. b. Despite efforts under subd. 2. a., licensed emergency medical
6 ~~technicians~~ services practitioners are not available in sufficient numbers for staffing
7 for the ambulance services provider.

8 **SECTION 110.** 256.15 (4) (f) 2. c. of the statutes is amended to read:

9 256.15 (4) (f) 2. c. Without a waiver under subd. 1., the municipality that the
10 ambulance service provider serves is unable to meet staffing requirements for
11 ambulances that require 2 emergency medical ~~technicians~~ services practitioners on
12 every service call.

13 **SECTION 111.** 256.15 (4) (f) 5. of the statutes is amended to read:

14 256.15 (4) (f) 5. An ambulance service provider with a waiver under subd. 1.
15 shall attempt to staff an ambulance with 2 licensed emergency medical ~~technicians~~
16 services practitioners whenever possible.

17 **SECTION 112.** 256.15 (5) (title) of the statutes is amended to read:

18 256.15 (5) (title) LICENSING OF AMBULANCE SERVICE PROVIDERS AND EMERGENCY
19 MEDICAL ~~TECHNICIANS~~ SERVICES PRACTITIONERS; TRAINING PERMITS.

20 **SECTION 113.** 256.15 (5) (a) of the statutes is amended to read:

21 256.15 (5) (a) Except as provided in ss. 256.17 and 256.18, the department shall
22 license qualified applicants as ambulance service providers or emergency medical
23 ~~technicians~~ services practitioners. The department shall, from the information on
24 the certification form specified under sub. (6) (c) 2., establish in each ambulance

ASSEMBLY BILL 59**SECTION 113**

1 service provider's biennial license the primary service or contract area of the
2 ambulance service provider.

3 **SECTION 114.** 256.15 (5) (d) 1. of the statutes is amended to read:

4 256.15 (5) (d) 1. If issued an ~~emergency medical technician~~ — basic emergency
5 medical technician training permit, he or she may perform the actions authorized
6 under rules promulgated by the department for an ~~emergency medical technician~~ —
7 basic emergency medical technician, but only if an emergency medical ~~technician~~
8 services practitioner directly supervises him or her.

9 **SECTION 115.** 256.15 (5) (d) 2m. of the statutes is created to read:

10 256.15 (5) (d) 2m. If issued an advanced emergency medical technician training
11 permit, he or she may perform the actions authorized under rules promulgated by
12 the department for an advanced emergency medical technician, but only if a medical
13 director or training instructor is present and giving direction.

14 **SECTION 116.** 256.15 (5) (d) 3. of the statutes is amended to read:

15 256.15 (5) (d) 3. If issued an ~~emergency medical technician~~ — paramedic a
16 paramedic training permit, he or she may perform the actions authorized under
17 rules promulgated by the department for an ~~emergency medical technician~~ —
18 paramedic a paramedic, but only if a medical director or training instructor is
19 present and giving direction.

20 **SECTION 117.** 256.15 (5) (e) of the statutes is amended to read:

21 256.15 (5) (e) A license or training permit issued under this subsection is
22 nontransferable and is valid for the balance of the license or training permit period
23 or until surrendered for cancellation or suspended or revoked for violation of this
24 section or of any other statutes or rules relating to ambulance service providers or
25 emergency medical ~~technicians~~ services practitioners.

ASSEMBLY BILL 59

1 **SECTION 118.** 256.15 (5) (f) of the statutes is amended to read:

2 256.15 (5) (f) The department may charge a reasonable fee for a license or
3 training permit issued under this subsection, except that no fee may be charged to
4 an individual who is an employee of a public agency and who works for volunteer or
5 paid-on-call ambulance service providers and who is an applicant for a license as an
6 ~~emergency medical technician~~ — basic emergency medical technician or for a
7 training permit, and no fee may be charged to an individual who is eligible for the
8 veterans fee waiver program under s. 45.44.

9 **SECTION 119.** 256.15 (5) (g) of the statutes is amended to read:

10 256.15 (5) (g) Except as provided in ss. 256.17 and 256.18, an emergency
11 ~~medical technician~~ services practitioner license shall be issued to the individual
12 licensed, and the department may not impose a requirement that an individual be
13 affiliated with an ambulance service provider in order to receive an emergency
14 ~~medical technician~~ services practitioner license or to have an emergency medical
15 ~~technician~~ services practitioner license renewed.

16 **SECTION 120.** 256.15 (6) (a) (intro.) of the statutes is amended to read:

17 256.15 (6) (a) (intro.) Except as provided in ss. 256.17 and 256.18, to be eligible
18 for an initial license as an emergency medical ~~technician~~ services practitioner, an
19 individual shall:

20 **SECTION 121.** 256.15 (6) (a) 1. of the statutes is amended to read:

21 256.15 (6) (a) 1. Be 18 years of age or older; be capable of performing the actions
22 authorized in rules promulgated under sub. (13) (c) for an ~~emergency medical~~
23 ~~technician~~ — basic emergency medical technician, an advanced emergency medical
24 technician, an emergency medical technician — intermediate, or an ~~emergency~~

ASSEMBLY BILL 59**SECTION 121**

1 ~~medical technician~~ — ~~paramedic~~ a paramedic, for which licensure is sought; and,
2 subject to ss. 111.321, 111.322 and 111.335, not have an arrest or conviction record.

3 **SECTION 122.** 256.15 (6) (b) 1. of the statutes is amended to read:

4 256.15 (6) (b) 1. Except as provided in ss. 256.17 and 256.18, to be eligible for
5 a renewal of a license as an emergency medical ~~technician~~ services practitioner, the
6 licensee shall, in addition to meeting the requirements of par. (a) 1., complete the
7 training, education, or examination requirements specified in rules promulgated
8 under subd. 2.

9 **SECTION 123.** 256.15 (6) (b) 2. of the statutes is amended to read:

10 256.15 (6) (b) 2. The department, in conjunction with the technical college
11 system board, shall promulgate rules specifying training, education, or examination
12 requirements, including requirements for training for response to acts of terrorism,
13 for license renewals for emergency medical ~~technicians~~ services practitioners.

14 **SECTION 124.** 256.15 (6) (c) (intro.) of the statutes is amended to read:

15 256.15 (6) (c) (intro.) Except as provided in ss. 256.17 and 256.18, to be eligible
16 for a license as an ambulance service provider, an individual shall be 18 years of age
17 or older and have such additional qualifications as may be established in rules
18 promulgated by the department, except that no ambulance service provider may be
19 required to take training or an examination or receive education to qualify for
20 licensure or for renewal of licensure. An ambulance service provider shall, as a
21 condition of licensure, provide medical malpractice insurance sufficient to protect all
22 emergency medical ~~technicians~~ services practitioners who perform for compensation
23 as employees of the ambulance service provider. For renewal of a biennial license as
24 an ambulance service provider, an applicant shall also provide all of the following:

25 **SECTION 125.** 256.15 (6n) of the statutes is amended to read:

ASSEMBLY BILL 59

1 256.15 (6n) AUTHORIZED ACTIONS OF EMERGENCY MEDICAL ~~TECHNICIANS~~ SERVICES
2 PRACTITIONERS. An emergency medical ~~technician~~ services practitioner may
3 undertake only those actions that are authorized in rules promulgated under sub.
4 (13) (c).

5 **SECTION 126.** 256.15 (7) of the statutes is amended to read:

6 256.15 (7) LICENSING IN OTHER JURISDICTIONS. Except as provided in ss. 256.17
7 and 256.18, the department may issue a license as an emergency medical ~~technician~~
8 services practitioner, without examination, to any individual who holds a current
9 license or certificate as an emergency medical ~~technician~~ services practitioner from
10 another jurisdiction if the department finds that the standards for licensing or
11 issuing certificates in the other jurisdiction are at least substantially equivalent to
12 those in this state, and that the applicant is otherwise qualified.

13 **SECTION 127.** 256.15 (8) (title) of the statutes is amended to read:

14 256.15 (8) (title) CERTIFICATION OF ~~FIRST~~ EMERGENCY MEDICAL RESPONDERS.

15 **SECTION 128.** 256.15 (8) (a) of the statutes is amended to read:

16 256.15 (8) (a) Except as provided in ss. 256.17 and 256.18, the department shall
17 certify qualified applicants as ~~first~~ emergency medical responders.

18 **SECTION 129.** 256.15 (8) (b) (intro.) of the statutes is amended to read:

19 256.15 (8) (b) (intro.) To be eligible for initial certification as ~~a first~~ an
20 emergency medical responder, except as provided in ss. 256.17 and 256.18, an
21 individual shall meet all of the following requirements:

22 **SECTION 130.** 256.15 (8) (b) 1. of the statutes is amended to read:

23 256.15 (8) (b) 1. The individual is 18 years of age or older and capable of
24 performing the actions authorized under par. (e), or in rules promulgated under par.
25 (e), for ~~a first~~ an emergency medical responder.

ASSEMBLY BILL 59**SECTION 131**

1 **SECTION 131.** 256.15 (8) (b) 3. of the statutes is amended to read:

2 256.15 (8) (b) 3. The individual satisfactorily completes ~~a first~~ an emergency
3 medical responder course that meets or exceeds the guidelines issued by the National
4 Highway Traffic Safety Administration under 23 CFR 1205.3 (a) (5), that includes
5 training for response to acts of terrorism, and that is approved by the department.
6 Any relevant education, training, instruction, or other experience that an applicant
7 for initial certification as ~~a first~~ an emergency medical responder obtained in
8 connection with any military service, as defined in s. 111.32 (12g), satisfies the
9 completion of ~~a first~~ an emergency medical responder course, if the applicant
10 demonstrates to the satisfaction of the department that the education, training,
11 instruction, or other experience obtained by the applicant is substantially equivalent
12 to the ~~first~~ emergency medical responder course.

13 **SECTION 132.** 256.15 (8) (c) of the statutes is amended to read:

14 256.15 (8) (c) To be eligible for a renewal of a certificate as ~~a first~~ an emergency
15 medical responder, except as provided in ss. 256.17 and 256.18, the holder of the
16 certificate shall satisfactorily complete ~~a first~~ an emergency medical responder
17 refresher course that meets or exceeds the guidelines issued by the National
18 Highway Traffic Safety Administration under 23 CFR 1205.3 (a) (5), that includes
19 training for response to acts of terrorism, and that is approved by the department.

20 **SECTION 133.** 256.15 (8) (e) of the statutes is amended to read:

21 256.15 (8) (e) A certified ~~first~~ emergency medical responder is authorized to use
22 an automated external defibrillator, as prescribed for ~~first~~ emergency medical
23 responders in rules promulgated by the department. The rules shall set forth
24 authorization for the use of an automated external defibrillator or, for a defibrillator
25 that may be operated in more than one mode, use as an automated external

ASSEMBLY BILL 59

1 defibrillator only. A certified first emergency medical responder is authorized to
2 administer naloxone or another opioid antagonist if the first emergency medical
3 responder has received training necessary to safely administer naloxone or the other
4 opioid antagonist, as determined by the department. A certified first emergency
5 medical responder is also authorized to employ other techniques, including the
6 administration of nonvisualized advanced airways, and the administration of
7 medications that are specified by the department by rule. In promulgating the rules
8 under this paragraph, the department shall consult with the state medical director
9 for emergency medical services and the emergency medical services board. The rule
10 shall include those techniques that are specified in the most current guidelines
11 issued by the National Highway Traffic Safety Administration under 23 CFR 1205.3
12 (a) (5).

13 **SECTION 134.** 256.15 (8) (f) of the statutes is amended to read:

14 256.15 (8) (f) Except as provided in ss. 256.17 and 256.18, the department may
15 issue a certificate as ~~a first~~ an emergency medical responder, without requiring
16 satisfactory completion of any instruction or training that may be required under
17 par. (b), to any individual who holds a current license or certificate as ~~a first~~ an
18 emergency medical responder from another jurisdiction if the department finds that
19 the standards for licensing or issuing certificates in the other jurisdiction are at least
20 substantially equivalent to the standards for issuance of certificates for first
21 emergency medical responders in this state, and that the applicant is otherwise
22 qualified.

23 **SECTION 135.** 256.15 (8) (g) of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 135**

1 256.15 (8) (g) The department may not impose a requirement that an
2 individual be affiliated with an ambulance service provider in order to receive ~~a first~~
3 an emergency medical responder certificate.

4 **SECTION 136.** 256.15 (9) of the statutes is amended to read:

5 256.15 (9) TRAINING. The department may arrange for or approve courses of or
6 instructional programs in or outside this state to meet the education and training
7 requirements of this section, including training required for license or certificate
8 renewal. If the department determines that an area or community need exists, the
9 courses shall be offered at technical colleges in the area or community. Initial
10 priority shall be given to the training of ~~emergency medical technicians — basic~~
11 emergency medical technicians serving the rural areas of the state. If an ~~emergency~~
12 ~~medical technician — basic~~ emergency medical technician completes a course
13 approved by the department on treatment of anaphylactic shock, the ~~emergency~~
14 ~~medical technician — basic~~ emergency medical technician acts within the scope of
15 the license if he or she performs injections or other treatment for anaphylactic shock
16 under the direction of a physician.

17 **SECTION 137.** 256.15 (9m) of the statutes is amended to read:

18 256.15 (9m) DEFIBRILLATION TRAINING. The department shall promulgate rules
19 requiring emergency medical ~~technicians, first~~ services practitioners, emergency
20 medical responders, and individuals who provide instruction to emergency medical
21 ~~technicians or first~~ services practitioners or emergency medical responders to
22 successfully complete training on the use of an automated external defibrillator. The
23 rules shall specify the content of the training, qualifications for providers of the
24 training, and the frequency with which emergency medical ~~technicians, first~~ services
25 practitioners, emergency medical responders, and individuals who provide

ASSEMBLY BILL 59

1 instruction to emergency medical ~~technicians or first~~ services practitioners or
2 emergency medical responders must complete the training.

3 **SECTION 138.** 256.15 (11) (c) of the statutes is amended to read:

4 256.15 (11) (c) To restrain or prevent action as an emergency medical
5 ~~technician~~ services practitioner by an individual in violation of sub. (2) (a).

6 **SECTION 139.** 256.15 (11) (d) of the statutes is amended to read:

7 256.15 (11) (d) To restrain or prevent action by an emergency medical
8 ~~technician~~ services practitioner in violation of this section or a rule promulgated
9 under this section.

10 **SECTION 140.** 256.15 (11) (f) of the statutes is amended to read:

11 256.15 (11) (f) To restrain or prevent action by ~~a first~~ an emergency medical
12 responder in violation of this section or a rule promulgated under this section.

13 **SECTION 141.** 256.15 (12) (a) of the statutes is amended to read:

14 256.15 (12) (a) All records made by an ambulance service provider, an
15 emergency medical ~~technician~~ services practitioner, or ~~a first~~ an emergency medical
16 responder in administering emergency care procedures to and handling and
17 transporting sick, disabled, or injured individuals shall be maintained as
18 confidential patient health care records subject to s. 252.15 (3m), (6), (8) and (9), if
19 applicable. Nothing in this paragraph or ss. 146.81 to 146.84 permits disclosure to
20 an ambulance service provider, an emergency medical ~~technician~~ services
21 practitioner, or ~~a first~~ an emergency medical responder under s. 252.15 (3m), except
22 under s. 252.15 (3m) (e).

23 **SECTION 142.** 256.15 (12) (b) of the statutes is amended to read:

24 256.15 (12) (b) Notwithstanding s. 146.82, an ambulance service provider, who
25 is an authority, as defined in s. 19.32 (1), may make available, to any requester,

ASSEMBLY BILL 59**SECTION 142**

1 information contained on a record of an ambulance run which identifies the
2 ambulance service provider and emergency medical technicians services
3 practitioners involved; date of the call; dispatch and response times of the
4 ambulance; reason for the dispatch; location to which the ambulance was dispatched;
5 destination, if any, to which the patient was transported by ambulance; and name,
6 age and gender of the patient. No information disclosed under this paragraph may
7 contain details of the medical history, condition, or emergency treatment of any
8 patient.

9 **SECTION 143.** 256.15 (13) (c) of the statutes is amended to read:

10 256.15 (13) (c) The department shall promulgate rules that specify actions that
11 emergency medical technicians services practitioners may undertake after
12 December 31, 1995, including rules that specify the required involvement of
13 physicians in actions undertaken by emergency medical technicians services
14 practitioners.

15 **SECTION 144.** 256.30 (3) (a) of the statutes is amended to read:

16 256.30 (3) (a) A physician, registered nurse, or emergency medical technician
17 —~~paramedic~~ paramedic.

18 **SECTION 145.** 256.40 (2) (a) of the statutes is amended to read:

19 256.40 (2) (a) Subject to par. (b), the department shall permit all emergency
20 medical technicians services practitioners to administer naloxone or another opioid
21 antagonist to individuals who are undergoing or who are believed to be undergoing
22 an opioid-related drug overdose.

23 **SECTION 146.** 256.40 (2) (b) of the statutes is amended to read:

ASSEMBLY BILL 59

1 256.40 (2) (b) The department shall require emergency medical technicians
2 services practitioners to undergo any training necessary to safely and properly
3 administer naloxone or another opioid antagonist as specified under par. (a).

4 **SECTION 147.** 256.40 (2) (c) 1. of the statutes is amended to read:

5 256.40 (2) (c) 1. Ensure that every emergency medical technician services
6 practitioner under the ambulance service provider's supervision who has obtained
7 the training necessary to safely and properly administer naloxone or another opioid
8 antagonist has a supply of naloxone or the other opioid antagonist available for
9 administration when he or she is performing his or her duties as an emergency
10 medical technician services practitioner, to the extent that naloxone or the other
11 opioid antagonist is available to the ambulance service provider.

12 **SECTION 148.** 256.40 (2) (c) 2. of the statutes is amended to read:

13 256.40 (2) (c) 2. Require each certified ~~first~~ emergency medical responder and
14 emergency medical technician services practitioner under the supervision of the
15 ambulance service provider to, in the manner prescribed by the department, keep a
16 record of each instance in which the certified ~~first~~ emergency medical responder or
17 emergency medical technician services practitioner administers naloxone or another
18 opioid antagonist to an individual who is undergoing or who is believed to be
19 undergoing an opioid-related drug overdose.

20 **SECTION 149.** 257.01 (2) (a) of the statutes is amended to read:

21 257.01 (2) (a) An individual who is licensed as an emergency medical
22 technician services practitioner, as defined in s. 256.01 (5), or certified as ~~a first~~ an
23 emergency medical responder under s. 256.15.

24 **SECTION 150.** 257.01 (2) (b) of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 150**

1 257.01 (2) (b) An individual who was at any time in the previous 10 years, but
2 is not currently, licensed as an emergency medical ~~technician~~ services practitioner,
3 as defined in s. 256.01 (5), or certified as ~~a first~~ an emergency medical responder
4 under s. 256.15, if the individual's license was never revoked, limited, suspended, or
5 denied renewal.

6 **SECTION 151.** 340.01 (3) (dm) 2. of the statutes is amended to read:

7 340.01 (3) (dm) 2. Used by an emergency medical ~~technician~~ services
8 practitioner licensed under s. 256.15 or an ambulance driver or ~~first~~ emergency
9 medical responder authorized by the chief of an ambulance service or rescue squad.

10 **SECTION 152.** 340.01 (74p) (f) of the statutes is amended to read:

11 340.01 (74p) (f) A law enforcement officer, traffic officer, fire fighter, or
12 emergency medical ~~technician~~ services practitioner, as defined in s. 256.01 (5), while
13 performing his or her official duties.

14 **SECTION 153.** 341.14 (6r) (f) 48. of the statutes is amended to read:

15 341.14 (6r) (f) 48. Emergency medical ~~technicians~~ and first services
16 practitioners, as defined in s. 256.01 (5), and emergency medical responders, as
17 defined in s. 256.01 (4p).

18 **SECTION 154.** 341.14 (6r) (f) 48m. of the statutes is amended to read:

19 341.14 (6r) (f) 48m. Emergency medical ~~technicians~~ and first services
20 practitioners, as defined in s. 256.01 (5), and emergency medical responders, as
21 defined in s. 256.01 (4p).

22 **SECTION 155.** 341.14 (6r) (g) 2. of the statutes is amended to read:

23 341.14 (6r) (g) 2. If an individual in possession of special plates under par. (f)
24 33., 33m., 34., 48., or 48m. or of personalized plates under s. 341.145 (1) (c) of the
25 same color and design as special plates under par. (f) 33., 33m., 34., 48., or 48m.

ASSEMBLY BILL 59

1 suffers an injury in the course of his or her job duties as a fire fighter, rescue squad
2 member, or emergency medical technician services practitioner, as defined in s.
3 256.01 (5), and the injury prevents the individual from subsequently performing
4 such job duties, the individual may retain these special plates.

5 **SECTION 156.** 343.23 (2) (a) 1. of the statutes is amended to read:

6 343.23 **(2)** (a) 1. The person's employment as a law enforcement officer as
7 defined in s. 165.85 (2) (c), fire fighter as defined in s. 102.475 (8) (b), or emergency
8 medical technician services practitioner as defined in s. 256.01 (5).

9 **SECTION 157.** 343.23 (2) (a) 3. of the statutes is amended to read:

10 343.23 **(2)** (a) 3. The licensee's performance of duties as ~~a first~~ an emergency
11 medical responder, as defined in s. 256.01 ~~(9)~~ (4p).

12 **SECTION 158.** 440.9805 (1) of the statutes is amended to read:

13 440.9805 **(1)** "Health care provider" means a health care provider, as defined
14 in s. 146.81 (1) (a) to (p), a person licensed or issued a training permit as an
15 emergency medical technician services practitioner under s. 256.15, or a person
16 certified as ~~a first~~ an emergency medical responder under s. 256.15 (8) (a).

17 **SECTION 159.** 891.453 (1) (b) of the statutes is amended to read:

18 891.453 **(1)** (b) "Emergency medical service provider" means a person employed
19 by the state or by a county or municipality and who is an emergency medical
20 technician services practitioner under s. 256.01 (5) or ~~a first~~ an emergency medical
21 responder under s. 256.01 ~~(9)~~ (4p).

22 **SECTION 160.** 895.35 (2) (a) 2. of the statutes is amended to read:

23 895.35 **(2)** (a) 2. "Protective services officer" means an emergency medical
24 technician services practitioner, as defined in s. 256.01 (5), ~~first~~ an emergency

ASSEMBLY BILL 59**SECTION 160**

1 medical responder, as defined in s. 256.01 (9) (4p), a fire fighter, or a law enforcement
2 or correctional officer.

3 **SECTION 161.** 895.48 (1m) (a) (intro.) of the statutes is amended to read:

4 895.48 (1m) (a) (intro.) Except as provided in par. (b), any physician, physician
5 assistant, podiatrist, or athletic trainer licensed under ch. 448, chiropractor licensed
6 under ch. 446, dentist licensed under ch. 447, emergency medical technician services
7 practitioner licensed under s. 256.15, ~~first~~ emergency medical responder certified
8 under s. 256.15 (8), registered nurse licensed under ch. 441, or a massage therapist
9 or bodywork therapist licensed under ch. 460 who renders voluntary health care to
10 a participant in an athletic event or contest sponsored by a nonprofit corporation, as
11 defined in s. 66.0129 (6) (b), a private school, as defined in s. 115.001 (3r), a tribal
12 school, as defined in s. 115.001 (15m), a public agency, as defined in s. 46.856 (1) (b),
13 or a school, as defined in s. 609.655 (1) (c), is immune from civil liability for his or her
14 acts or omissions in rendering that care if all of the following conditions exist:

15 **SECTION 162.** 895.48 (1m) (a) 2. of the statutes is amended to read:

16 895.48 (1m) (a) 2. The physician, podiatrist, athletic trainer, chiropractor,
17 dentist, emergency medical technician, ~~first~~ services practitioner, as defined in s.
18 256.01 (5), emergency medical responder, as defined in s. 256.01 (4p), physician
19 assistant, registered nurse, massage therapist or bodywork therapist does not
20 receive compensation for the health care, other than reimbursement for expenses.

21 **SECTION 163.** 895.48 (4) (am) (intro.) of the statutes is amended to read:

22 895.48 (4) (am) (intro.) Any of the following, other than an emergency medical
23 ~~technician~~ services practitioner or ~~a first~~ an emergency medical responder —
24 defibrillation, is immune from civil liability for the acts or omissions of a person in

ASSEMBLY BILL 59

1 rendering in good faith emergency care by use of an automated external defibrillator
2 to an individual who appears to be in cardiac arrest:

3 **SECTION 164.** 895.484 (2) (d) of the statutes is amended to read:

4 895.484 (2) (d) The actor remained with the person or domestic animal until
5 a law enforcement officer, emergency medical service provider, animal control officer,
6 or other first emergency medical responder, as defined in s. 256.01 (4p), arrived at
7 the scene.

8 **SECTION 165.** 940.20 (7) (a) 1e. of the statutes is amended to read:

9 940.20 (7) (a) 1e. "Ambulance" has the meaning given in s. 256.01 (1) (1t).

10 **SECTION 166.** 940.20 (7) (a) 2g. of the statutes is amended to read:

11 940.20 (7) (a) 2g. "Emergency medical ~~technician~~ services practitioner" has the
12 meaning given in s. 256.01 (5).

13 **SECTION 167.** 940.20 (7) (a) 2m. of the statutes is renumbered 940.20 (7) (a) 2d.
14 and amended to read:

15 940.20 (7) (a) 2d. "~~First~~ Emergency medical responder" has the meaning given
16 in s. 256.01 (9) (4p).

17 **SECTION 168.** 940.20 (7) (b) of the statutes is amended to read:

18 940.20 (7) (b) Whoever intentionally causes bodily harm to an emergency
19 department worker, an emergency medical ~~technician~~, ~~a first~~ services practitioner,
20 an emergency medical responder, or an ambulance driver who is acting in an official
21 capacity and who the person knows or has reason to know is an emergency
22 department worker, an emergency medical ~~technician~~, ~~a first~~ services practitioner,
23 an emergency medical responder, or an ambulance driver, by an act done without the
24 consent of the person so injured, is guilty of a Class H felony.

25 **SECTION 169.** 941.20 (1m) (a) 1. of the statutes is amended to read:

ASSEMBLY BILL 59**SECTION 169**

1 941.20 (1m) (a) 1. "Ambulance" has the meaning given in s. 256.01 ~~(1)~~ (1t).

2 **SECTION 170.** 941.20 (1m) (a) 2. of the statutes is amended to read:

3 941.20 (1m) (a) 2. "Emergency medical technician services practitioner" has
4 the meaning given in s. 256.01 (5).

5 **SECTION 171.** 941.20 (1m) (a) 3. of the statutes is renumbered 941.20 (1m) (a)
6 1t. and amended to read:

7 941.20 (1m) (a) 1t. "~~First~~ Emergency medical responder" has the meaning
8 given in s. 256.01 ~~(9)~~ (4p).

9 **SECTION 172.** 941.20 (1m) (b) of the statutes is amended to read:

10 941.20 (1m) (b) Whoever intentionally points a firearm at or towards a law
11 enforcement officer, a fire fighter, an emergency medical technician, ~~a first~~ services
12 practitioner, an emergency medical responder, an ambulance driver, or a commission
13 warden who is acting in an official capacity and who the person knows or has reason
14 to know is a law enforcement officer, a fire fighter, an emergency medical technician,
15 ~~a first~~ services practitioner, an emergency medical responder, an ambulance driver,
16 or a commission warden is guilty of a Class H felony.

17 **SECTION 173.** 941.37 (1) (a) of the statutes is amended to read:

18 941.37 (1) (a) "Ambulance" has the meaning specified in s. 256.01 ~~(1)~~ (1t).

19 **SECTION 174.** 941.37 (1) (c) of the statutes is amended to read:

20 941.37 (1) (c) "Emergency medical personnel" means an emergency medical
21 technician services practitioner licensed under s. 256.15, ~~first~~ emergency medical
22 responder certified under s. 256.15 (8), peace officer or fire fighter, or other person
23 operating or staffing an ambulance or an authorized emergency vehicle.

24 **SECTION 175.** 941.375 (1) (a) of the statutes is amended to read:

25 941.375 (1) (a) "Ambulance" has the meaning specified in s. 256.01 ~~(1)~~ (1t).

