

## CHAPTER 41A

EMT/FIRST RESPONDER-D CARDIAC  
DEFIBRILLATION

## Authority

N.J.S.A. 26:2K-39 et seq.

## Source and Effective Date

R.2000 d.70, effective February 22, 2000.  
See: 31 N.J.R. 2868(a), 32 N.J.R. 704(a).

## Executive Order No. 66(1978) Expiration Date

Chapter 41A, EMT/First Responder-D Cardiac Defibrillation, expires on February 22, 2005.

## Chapter Historical Note

Chapter 41A, Certification and Operation of Emergency Medical Technician Defibrillator Programs, was adopted as R.1992 d.63, effective February 18, 1992, operative May 1, 1992. See: 23 N.J.R. 1254(a), 24 N.J.R. 585(a). Pursuant to Executive Order No. 66(1978), Chapter 41A expired on February 18, 1997.

Chapter 41A, EMT-D Cardiac Defibrillation, was adopted as new rules by R.1997 d.177, effective April 21, 1997. See: 28 N.J.R. 3287(a), 28 N.J.R. 3909(b), 29 N.J.R. 1558(a).

Chapter 41A, EMT-D Cardiac Defibrillation, was renamed "EMT-D/First Responder-D Cardiac Defibrillation" by R.1997 d.517, effective December 1, 1997. See: 29 N.J.R. 3957(a), 29 N.J.R. 5080(a).

Chapter 41A, EMT-D/First Responder-D Cardiac Defibrillation, was repealed and Chapter 41A, EMT/First Responder-D Cardiac Defibrillation, was adopted as new rules by R.2000 d.70, effective February 22, 2000. See: Source and Effective Date.

## CHAPTER TABLE OF CONTENTS

## SUBCHAPTER 1. GENERAL PROVISIONS

8:41A-1.1 Purpose and scope  
8:41A-1.2 Definitions  
8:41A-1.3 Waiver

SUBCHAPTER 2. REGISTRATION OF AUTOMATED  
EXTERNAL DEFIBRILLATORS

8:41A-2.1 Registration requirements

## SUBCHAPTER 3. MEDICAL OVERSIGHT

8:41A-3.1 Medical advisor

## SUBCHAPTER 4. REPORTING REQUIREMENTS

8:41A-4.1 Reports to be prepared and filed by EMT and FR-D personnel

## SUBCHAPTER 5. DEFIBRILLATION TRAINING

8:41A-5.1 EMT training  
8:41A-5.2 FR-D training

## SUBCHAPTER 6. ENFORCEMENT

8:41A-6.1 Penalties  
8:41A-6.2 Right to hearing

## SUBCHAPTER 1. GENERAL PROVISIONS

## 8:41A-1.1 Purpose and scope

(a) This chapter is promulgated to carry out the provisions of N.J.S.A. 26:2K-39 et seq.

(b) This chapter shall apply to any EMT as defined in N.J.A.C. 8:40A-1.2 or FR-D who administers or seeks to administer prehospital cardiac defibrillation, and to any entity which possesses an automated external defibrillator which may be used by an EMT or FR-D.

## 8:41A-1.2 Definitions

The following words and terms, as utilized in this chapter, shall have the following meanings, unless the context in which they are utilized clearly indicates otherwise.

"Automated external defibrillator" means a device which can:

1. Be attached to a patient in cardiopulmonary arrest;
2. Analyze an electrocardiogram for the presence of potentially lethal dysrhythmias, specifically ventricular fibrillation and fast ventricular tachycardia;
3. Deliver an electrical defibrillation to the patient in accordance with the requirements of standard treatment protocols; and
4. Produce an event summary which documents significant events in the use of the device, specifically events prior to and after an electrical defibrillation.

"Cardiac defibrillation" means the discharge of electrical current through the fibrillating myocardium for the purpose of restoring a perfusing cardiac rhythm.

"Commissioner" means the Commissioner of the New Jersey Department of Health and Senior Services.

"Department" means the New Jersey Department of Health and Senior Services.

"First Responder Defibrillation" (FR-D) means an individual trained and currently certified or recognized by the Commissioner as a First Responder in accordance with N.J.A.C. 8:40A-9.4(a)1, and who is certified to perform cardiac defibrillation in accordance with N.J.A.C. 8:40A-9.4(a).

"Office of Emergency Medical Services" (OEMS) refers to the unit of the New Jersey Department of Health and Senior Services charged with the enforcement of this chapter.

"Physician" means an individual currently licensed to practice medicine and surgery pursuant to N.J.S.A. 45:9-1 et seq.

"Prehospital" means the period of time prior to the delivery of a patient to a physician or nurse at a medical treatment facility, during which certified or licensed emergency medical personnel render emergency medical care.

### 8:41A-1.3 Waiver

(a) The Commissioner or his or her designee may, in accordance with the general purposes and intent of N.J.S.A. 26:2K-1 et seq., and amendments thereto, waive sections of this chapter if, in his or her opinion, such waiver would not endanger the life, safety or health of the public.

(b) Any agency, organization, entity or individual seeking a waiver of the standards in this chapter shall apply in writing to:

Office of Emergency Medical Services  
PO Box 360  
Trenton, NJ 08625-0360

(c) A written application for waiver shall include the following:

1. The nature of the waiver requested;
2. The specific standards for which a waiver is requested;
3. Reasons for requesting a waiver, including a statement of the type and degree of hardship that would result upon full compliance;
4. An alternative proposal which would ensure public safety; and
5. Documentation to support the waiver application.

(d) The Department reserves the right to request additional information before processing an application for waiver.

(b) Registration forms shall bear the original signatures of the applicant's principal officer or administrator and medical advisor and shall include the following:

1. The name of the agency;
2. The agency address;
3. The principal officer or contact person;
4. Name and license number of medical advisor;
5. Location of defibrillators;
6. A statement that all local emergency medical services agencies and 911 centers have been notified of the devices' location; and
7. A statement of compliance with manufacturer's equipment maintenance and testing requirements.

## SUBCHAPTER 3. MEDICAL OVERSIGHT

### 8:41A-3.1 Medical advisor

(a) Each entity that has registered with the Department in accordance with the provisions of N.J.A.C. 8:41A-2.1 shall acquire the services of a medical advisor.

(b) A medical advisor shall be a physician licensed to practice medicine and surgery by the New Jersey State Board of Medical Examiners.

(c) The medical advisor shall be responsible for providing medical oversight regarding the administration of cardiac defibrillation by the entity's personnel. Medical oversight shall include, but is not necessarily limited to:

1. Review of all uses of the defibrillator; and
2. Interpretation of treatment protocols and documentation standards.

## SUBCHAPTER 2. REGISTRATION OF AUTOMATED EXTERNAL DEFIBRILLATORS

### 8:41A-2.1 Registration requirements

(a) Any entity that possesses an automated external defibrillator which may be used by an EMT or FR-D for the purpose of administering prehospital cardiac defibrillation shall register with the Department. Registration shall be made in a form and manner as prescribed by the Department in (b) below.

## SUBCHAPTER 4. REPORTING REQUIREMENTS

### 8:41A-4.1 Reports to be prepared and filed by EMT and FR-D personnel

(a) A patient report shall be filed each and every time an EMT or FR-D applies an automated external defibrillator to a patient. The report shall be in the form prescribed by the entity's medical advisor.

(b) The EMT or FR-D shall make a complete verbal report to the receiving physician or nurse.

(c) The patient report shall be filed with the receiving emergency department no later than 24 hours after the completion of the call.

(d) The EMT or FR-D shall forward a copy of the patient report to the medical advisor within 24 hours of use of the defibrillator.

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#### SUBCHAPTER 5. DEFIBRILLATION TRAINING

##### 8:41A-5.1 EMT training

Training in the use of automated external defibrillators shall be delivered as part of the basic and refresher EMT-Basic program and shall be in accordance with the National Standard Curriculum specified in N.J.A.C. 8:40A-6.4(a).

##### 8:41A-5.2 FR-D training

Training in the use of automated external defibrillators for FR-Ds shall be as specified in N.J.A.C. 8:40A-9.4(a).

#### SUBCHAPTER 6. ENFORCEMENT

##### 8:41A-6.1 Penalties

Any person or entity which violates the provisions of this chapter, or of the provisions of N.J.S.A. 26:2K-39 et seq., shall be subject to disciplinary action as set forth at N.J.S.A. 26:2K-41 and 44.

##### 8:41A-6.2 Right to hearing

Any person or entity which is charged with an infraction of this chapter, or of the provisions of N.J.S.A. 26:2K-39 et seq., shall not be assessed a penalty unless the person or entity is first offered a hearing to contest the alleged violation in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. Such hearings shall be at the Office of Administrative Law, in accordance with the Uniform Administrative Procedure Rules, N.J.A.C. 1:1.