

CHAPTER 40A**EMERGENCY MEDICAL TECHNICIANS-BASICS:
TRAINING AND CERTIFICATION****Authority**

N.J.S.A. 26:2K-39 through 47 and 54 through 62.

Source and Effective Date

R.2004 d.220, effective June 21, 2004.
See: 35 N.J.R. 2043(a), 36 N.J.R. 3117(b).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1c, Chapter 40A, Emergency Medical Technicians-Basics: Training and Certification, expires on December 18, 2009. See: 41 N.J.R. 2543(b).

Chapter Historical Note

Chapter 40A, Emergency Medical Technician Training, was adopted as R.1997 d.178, effective April 21, 1997. See: 28 N.J.R. 3247(b), 28 N.J.R. 3909(a), 29 N.J.R. 1519(b).

Chapter 40A, Emergency Medical Technician Training, expired on April 21, 2002.

Chapter 40A, Emergency Medical Technician-Basics: Training and Certification, was adopted as R.2004 d.220, effective June 21, 2004. See: Source and Effective Date.

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SUBCHAPTER 1. AUTHORITY, SCOPE AND DEFINITIONS**8:40A-1.1 Authority**

These rules are promulgated pursuant to N.J.S.A. 26:2K-39 through 47 and 26:2K-54 through 62, which authorize the Commissioner to adopt rules pertaining to the training, testing and certification of Emergency Medical Technicians-Basic.

Case Notes

Department of Health and Senior Services has the authority under the 1984 Emergency Medical Services Act, N.J.S.A. 26:2K-7 to 53 (the EMS Act), to regulate emergency medical technicians, commonly known as EMT-Bs, who provide basic life support services, despite the fact that the classifications in the EMS Act do not specifically list EMT-Bs as a discrete subcategory of EMTs, and the corresponding departmental regulations pertaining to EMT-Bs, set forth in N.J.A.C. 8:40A-1.1 to 10.4, are valid and applicable to an EMT-B's effort to obtain recertification to serve in the State of New Jersey as an EMT-B. *D'ambrosio v. Department of Health and Senior Servs.*, 403 N.J. Super. 321, 958 A.2d 110, 2008 N.J. Super. LEXIS 220 (App.Div. 2008).

8:40A-1.2 Scope and purpose

(a) These rules shall apply to:

1. Any person seeking certification or recertification as an EMT-Basic;
2. Certified EMTs-Basic;
3. Any person seeking certification or recertification as an EMT-Instructor;
4. Certified EMTs-Instructor;
5. Any private agency, organization or entity seeking certification as a training agency; and
6. Certified training agencies.

8:40A-1.3 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.

“Advanced life support” or “ALS” means an advanced level of pre-hospital, inter-facility or emergency medical care that includes basic life support functions, cardiac monitoring, cardiac defibrillation, telemetered electrocardiography, administration of anti-arrhythmic agents, intravenous (IV) therapy, administration of specific medications, drugs and solutions, utilization of adjunctive ventilation devices, trauma care and other techniques and procedures authorized in writing by the Commissioner.

“Advanced practice nurse” means a person who is validly licensed by the New Jersey Board of Nursing in accordance with the standards set forth at N.J.S.A. 45:11-45 et seq.

“AHA CPR Guidelines” means these guidelines as published by the American Heart Association, National Center, 7272 Greenville Avenue, Dallas, TX 75231-4596, incorporated herein by reference as amended and supplemented. A copy of the guidelines is on file and available for inspection at the Office of Emergency Medical Services.

“Air medical unit” or “AMU” means a specially equipped helicopter or airplane that is validly licensed by the Department and operated in accordance with the standards set forth at N.J.A.C. 8:41.

“Airplane” means, as defined at 14 C.F.R. 1.1, an engine-driven fixed-wing aircraft heavier than air, which is supported in flight by the dynamic reaction of the air against its wings.

“Automated external defibrillator” or “AED” means a device that can be attached to a patient in cardiopulmonary arrest, analyze an electrocardiogram for the presence of potentially lethal dysrhythmias (specifically, ventricular fibrillation and fast ventricular tachycardia), deliver an electrical defibrillation to the patient in accordance with the requirements of standard treatment protocols, and produce an event summary that documents significant events in the utilization of the device, specifically events prior to and after an electrical defibrillation.

“Available” means ready for immediate utilization (pertaining to equipment, vehicles and personnel) or immediately accessible (pertaining to records).

“Basic life support” or “BLS” means a basic level of pre-hospital care that includes patient stabilization, airway clearance and maintenance, cardiopulmonary resuscitation (CPR) (to the level of the Professional Rescuer or Health Care Provider as issued by either the American Heart Association, the American Red Cross, the National Safety Council or other entity determined by the Department to comply with AHA CPR Guidelines), hemorrhage control, initial wound care, fracture stabilization, victim extrication and other techniques and procedures as defined in the program curriculum.

“Basic life support ambulance” or “BLS ambulance” means an emergency medical services vehicle that is validly licensed by the Department and operated in accordance with the standards set forth at N.J.A.C. 8:40.

“Basic life support ambulance service” or “BLS ambulance service” means an entity that is validly licensed by the Department to provide pre-hospital basic life support care; and/or BLS inter-facility transfers.

“Certified” or “certification” means official documentation that a person or agency has completed all the requirements of an approved training program and has demonstrated competence in the subject matter to the satisfaction of the certifying agency.

“Certificate of need” means the formal written approval of the New Jersey Department of Health and Senior Services to construct or expand a health care facility or to institute a new health care service, in accordance with requirements set forth at N.J.A.C. 8:33.

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

“Controlled dangerous substance” means a drug, substance or immediate precursor identified in Schedules I through V of the New Jersey Controlled Dangerous Substances Act (N.J.S.A. 24:21-5 through 24:21-8.1). The term shall not include distilled spirits, wine or malt beverages, as those terms are defined or utilized in N.J.S.A. 33:1-1 et seq., or tobacco and tobacco products.

“Convicted” or “conviction” means a finding of guilt by a judge or jury, a guilty plea, a plea of nolo contendere or non-vult or entry into a pre-trial intervention program or other diversionary program authorized under the statutes of the State of New Jersey or under any other state’s statutes.

“Core 13” means a New Jersey Department of Health and Senior Services, Office of Emergency Medical Services approved EMT-B continuing education training program that includes the entire refresher program curriculum, to be taught in a period of no less than 24 classroom hours.