

As Passed by the House

134th General Assembly

Regular Session

2021-2022

H. B. No. 392

Representatives Ferguson, Miller, K.

Cosponsors: Representatives Carruthers, Ghanbari, Hillyer, Click, Riedel, Seitz, Fowler Arthur, Lampton, LaRe, Hoops, Hall, Cross, Schmidt, Plummer, Lepore-Hagan, Abrams, Baldrige, Bird, Brent, Brown, Callender, Carfagna, Creech, Crossman, Ginter, Grendell, Gross, Jarrells, John, Johnson, Leland, Lightbody, McClain, Miller, J., O'Brien, Pavliga, Ray, Roemer, Sheehy, Smith, M., Sobecki, Stein, Sweeney, Upchurch, Weinstein, West, White, Wiggam, Young, T.

A BILL

To amend section 4765.52 of the Revised Code to
authorize ambulance transport of an injured
police dog when the dog is injured in the line
of duty.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 4765.52 of the Revised Code be
amended to read as follows:

Sec. 4765.52. (A) As used in this section, ~~"veterinarian":~~

(1) "Veterinarian" means an individual licensed under
Chapter 4741. of the Revised Code to practice veterinary
medicine.

(2) "Police dog" has the same meaning as in section
2921.321 of the Revised Code.

(B) In the course of an emergency medical response, fire

response, or response to aid law enforcement, a first responder, 14
emergency medical technician-basic, emergency medical 15
technician-intermediate, or emergency medical technician- 16
paramedic may provide any of the following emergency medical 17
services to a dog or cat prior to the dog or cat being 18
transferred to a veterinarian for further treatment, but only to 19
the extent that the first responder, EMT-basic, EMT-I, or 20
paramedic is authorized by this chapter or rules adopted 21
pursuant to this chapter to perform the corresponding form of 22
each of the services when providing emergency medical services 23
to a human patient: 24

(1) Opening and manually maintaining an airway; 25

(2) Giving mouth to snout or mouth to barrier ventilation; 26

(3) Administering oxygen; 27

(4) Managing ventilation by mask; 28

(5) Controlling hemorrhage with direct pressure; 29

(6) Immobilizing fractures; 30

(7) Bandaging; 31

(8) Administering naloxone hydrochloride, if administering 32
the drug has been authorized by the medical director or 33
cooperating physician advisory board of an emergency medical 34
service organization and the drug is administered either in 35
accordance with a written protocol established and provided by a 36
veterinarian or pursuant to a consultation with a veterinarian. 37

(C) Notwithstanding any other provision of the Revised 38
Code to the contrary, a person authorized to drive an ambulance 39
under this chapter and rules adopted under it may transport an 40
injured police dog to a veterinarian for further treatment in 41

the ambulance if both of the following apply: 42

(1) The police dog is injured in the line of duty. 43

(2) No other human person requires emergency transport by 44
the ambulance at the time of the transport. 45

(D) In addition to the immunity from civil liability 46
granted under division (A) of section 4765.49 of the Revised 47
Code, a first responder, EMT-basic, EMT-I, paramedic, ambulance 48
driver, or medical director or member of a cooperating physician 49
advisory board of an emergency medical service organization is 50
not subject to prosecution in a criminal proceeding or 51
professional disciplinary action allegedly arising from an act 52
or omission associated with the provision of emergency medical 53
services to a dog or cat under this section or allegedly arising 54
from an act or omission associated with the transport of a 55
police dog under this section, unless the act or omission 56
constitutes willful or wanton misconduct. 57

~~(D) (1)~~ (E) (1) An emergency medical service organization is 58
not liable for or subject to any of the following that allegedly 59
arises from an act or omission associated with the provision of 60
emergency medical services to a dog or cat under this section or 61
allegedly arises from an act or omission associated with the 62
transport of a police dog under this section, unless the act or 63
omission constitutes willful or wanton misconduct: damages in a 64
civil action for injury, death, or loss to person or property; 65
prosecution in a criminal proceeding; or professional 66
disciplinary action. 67

(2) The state board of pharmacy shall not take 68
disciplinary action against an emergency medical service 69
organization's license issued under Chapter 4729. of the Revised 70

Code as a terminal distributor of dangerous drugs for reasons 71
arising from an act or omission associated with the provision of 72
emergency medical services to a dog or cat under this section or 73
for reasons arising from an act or omission associated with the 74
transport of a police dog under this section, unless the act or 75
omission constitutes willful or wanton misconduct. 76

~~(E) (1)~~ (F) (1) Notwithstanding any conflicting provision of 77
Chapter 4741. of the Revised Code or rule adopted by the state 78
veterinary medical licensing board, a veterinarian may establish 79
and provide a written protocol to, or consult with, a first 80
responder, EMT-basic, EMT-I, or paramedic for the purpose of 81
enabling the provision of emergency medical services to a dog or 82
cat under this section. 83

(2) A veterinarian who acts in good faith in accordance 84
with this section is not liable for or subject to any of the 85
following for any act or omission associated with a first 86
responder's, EMT-basic's, EMT-I's, or paramedic's provision of 87
emergency medical services to a dog or cat under this section: 88
damages in any civil action; prosecution in any criminal 89
proceeding; or professional disciplinary action. 90

Section 2. That existing section 4765.52 of the Revised 91
Code is hereby repealed. 92