

1 That the Code of West Virginia, 1931, be amended by adding
2 thereto a new section, designated §16-4C-6c; and that §22A-10-1 of
3 said code be amended and reenacted, all to read as follows:

4 **CHAPTER 16. PUBLIC HEALTH.**

5 **ARTICLE 4C. EMERGENCY MEDICAL SERVICES ACT.**

6 **§16-4C-6c. Certification requirements for emergency medical**
7 **technician-industrial.**

8 (a) Commencing July 1, 2014, an applicant for certification as
9 an emergency medical technician-industrial shall:

10 (1) Be at least eighteen years old;

11 (2) Apply on a form prescribed by the Commissioner;

12 (3) Pay the application fee;

13 (4) Possess a valid cardiopulmonary resuscitation (CPR)
14 certification;

15 (5) Successfully complete an emergency medical technician-
16 industrial education program authorized by the Commissioner in
17 consultation with the Board of Miner Training, Education and
18 Certification; and

19 (6) Successfully complete emergency medical technician-
20 industrial cognitive and skills examinations authorized by the
21 Commissioner in consultation with the Board of Miner Training,
22 Education and Certification.

23 (b) The emergency medical technician-industrial certification
24 is valid for three years.

25 (c) A certified emergency medical technician-industrial is

1 only authorized to practice during his or her regular employment on
2 industrial property. For the purposes of this section, "industrial
3 property" means property being used for production, extraction or
4 manufacturing activities.

5 (d) To be recertified as an emergency medical technician-
6 industrial, a certificate holder shall:

7 (1) Apply on a form prescribed by the commissioner;

8 (2) Pay the application fee;

9 (3) Possess a valid cardiopulmonary resuscitation (CPR)
10 certification;

11 (4) Successfully complete one of the following:

12 (A) A one-time thirty-two hour emergency medical technician-
13 industrial recertification course authorized by the commissioner in
14 consultation with the Board of Miner Training, Education and
15 Certification; or

16 (B) Three annual eight-hour retraining and testing programs
17 authorized by the commissioner in consultation with the Board of
18 Miner Training, Education and Certification; and

19 (5) Successfully complete emergency medical technician-
20 industrial cognitive and skills recertification examinations
21 authorized by the commissioner in consultation with the Board of
22 Miner Training, Education and Certification.

23 (e) Commencing July 1, 2014, the certification for emergency
24 medical technician-miner, also known as emergency medical
25 technician-mining, shall be known as the certification for
26 emergency medical technician-industrial, and the certification is

1 valid until the original expiration date, at which time the person
2 may recertify as an emergency medical technician-industrial
3 pursuant to this section.

4 (f) The education program, training, courses, and cognitive
5 and skills examinations required for certification and
6 recertification as an emergency medical technician-miner, also
7 known as emergency medical technician-mining, in existence on
8 January 1, 2014, shall remain in effect for the certification and
9 recertification of emergency medical technician-industrial until
10 they are changed by legislative rule by the commissioner in
11 consultation with the Board of Miner Training, Education and
12 Certification.

13 (g) The administration of the emergency medical technician-
14 industrial certification and recertification program by the
15 commissioner shall be done in consultation with the Board of Miner
16 Training, Education and Certification.

17 (h) The commissioner shall propose rules for legislative
18 approval, pursuant to the provisions of article three, chapter
19 twenty-nine-a of this code, in consultation with the Board of Miner
20 Training, Education and Certification, and may propose emergency
21 rules, to:

22 (1) Establish emergency medical technician-industrial
23 certification and recertification courses and examinations;

24 (2) Authorize providers to administer the certification and
25 recertification courses and examinations, including mine training
26 personnel, independent trainers, community and technical colleges,

1 and Regional Educational Service Agencies (RESA): *Provided*, That
2 the mine training personnel and independent trainers must have a
3 valid cardiopulmonary resuscitation (CPR) certification and must be
4 an approved MSHA or OSHA certified instructor;

5 (3) Establish a fee schedule: *Provided*, That the application
6 fee may not exceed ten dollars and there shall be no fee for a
7 certificate; and

8 (4) Implement the provisions of this section.

9 **CHAPTER 22A. MINERS' HEALTH, SAFETY AND TRAINING.**

10 **ARTICLE 10. EMERGENCY MEDICAL PERSONNEL.**

11 **§22A-10-1. Emergency personnel in coal mines.**

12 (a) Emergency medical services personnel must be employed on
13 each shift at every mine that:

14 (1) Employs more than ten employees; and

15 (2) Has more than eight persons present on the shift.

16 (b) The emergency medical services personnel must be employed
17 at their regular duties at a central location or, when more than
18 one person is required pursuant to the provisions of subsection(d)
19 of this section, at a location which provides for convenient, quick
20 response to an emergency. The emergency medical services personnel
21 must have available to them at all times such equipment prescribed
22 by the Director of the Office of Miners' Health, Safety and
23 Training, in consultation with the Commissioner of the Bureau for
24 Public Health.

25 (c) "Emergency medical services personnel" means any person

1 certified by the Commissioner of the Bureau for Public Health, or
2 authorities recognized and approved by the commissioner, to provide
3 emergency medical services as authorized in article four-c, chapter
4 sixteen of this code, including emergency medical technician- -
5 industrial.

6 (d) At least one emergency medical services personnel shall be
7 employed at a mine for every fifty employees or any part thereof
8 who are engaged at any time, in the extraction, production or
9 preparation of coal.

10 (e) Commencing July 1, 2014, the certification for emergency
11 medical technician-miner, also known as emergency medical
12 technician-mining, shall be known as the certification for
13 emergency medical technician-industrial, and the certification is
14 valid until the original expiration date, at which time the person
15 may recertify as an emergency medical technician-industrial
16 pursuant to section six-c, article four-c, chapter sixteen of this
17 code.

18 (f) A person wanting to be certified or recertified as an
19 emergency medical technician-industrial must comply with the
20 provisions of section six-c, article four-c, chapter sixteen of
21 this code.