

KENTUCKY BOARD OF EMERGENCY MEDICAL SERVICES
(Amendment)

202 KAR 7:545. License classifications.

RELATES TO: KRS 311A.030, 311A.190, 216B.020

STATUTORY AUTHORITY: KRS 311A.020, 311A.025, 311A.030, 311A.190

CERTIFICATION STATEMENT: This is to certify that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 311A.020 requires the Board of Emergency Medical Services to exercise all administrative functions in the regulation of the emergency medical services system, except those functions regulated by the Board of Medical Licensure or the Cabinet for Health and Family Services. KRS 311A.030 requires the board to promulgate administrative regulations establishing the license classifications of ambulance services, mobile integrated healthcare programs, and medical first response providers. This administrative regulation establishes the classes of ambulance services, mobile integrated healthcare programs, and medical first response providers.

Section 1. Definitions.

- (1) "911 scene response" means a response:
 - (a) Resulting from a 911 call or other call to a dispatch center or public safety answering point for assistance;
 - (b) Where an ambulance provider is dispatched to, responds to, provides an assessment to, provides care to, or transports a person reporting a medical condition or injury; and
 - (c) Where transportation of the patient will terminate in an emergency room or other location for immediate assessment or treatment.
- (d) "911 scene response" shall not include response to a call where a patient is receiving care at a hospital.
- (2) "Agency" means an individual or private or public organization, except the United States government, seeking or holding a license from the board to provide emergency medical services under KRS Chapter 311A and 202 KAR Chapter 7.
- (3) "ALS first response" means 911 scene response to provide ALS emergency care or treatment to an ill or injured person by emergency medical services personnel.
- (4) "BLS first response" means 911 scene response to provide BLS emergency care or treatment to an ill or injured person by emergency medical services personnel.
- (5) "Medical first response" means 911 scene response to provide ALS or BLS emergency care or treatment to an ill or injured person by emergency medical services personnel before the arrival of an ambulance.
- (6) "Mobile integrated healthcare" or "MIH" is defined by KRS 311A.010(18).
- (7) "Nonemergency" means any scheduled, non-scheduled, or interfacility medically necessary ambulance transportation that is not a 911 scene response.

Section 2. License Classifications.

(1) Beginning on January 1, 2026, license classifications for ambulance providers, mobile integrated healthcare programs, and medical first response agencies shall include:

- (a) Class I ground ambulance providers, which shall be classified as:
 1. Class Ia – (911 Services) – A ground ambulance provider operating at the ALS or BLS level, or both, and which shall provide 911 scene response and may provide emergency, nonemergency, or interfacility care and transportation; or
 2. Class Ib – (CON-Exempt City and County Services) – A ground ambulance provider operating pursuant to KRS 216B.020(8) at the ALS or BLS level, or both.
- (b) Class II ground ambulance providers, which shall be classified as:

1. Class IIa – (Non-911 Services) – A ground ambulance provider operating at the ALS or BLS level, or both, to provide interfacility care and nonemergency care and transportation; or
 2. Class IIb – (CON-Exempt Hospital Services) – A ground ambulance provider operating pursuant to KRS 216B.020(7) at the ALS or BLS level, or both.
- (c) Class III ground ambulance providers, which, based on the provider's Certificate of Need and scope of care policy, shall be classified as one (1) or more of the following:
1. Class IIIa – (Adult Critical Care Services) – A ground ambulance provider operating at the ALS level as an adult critical care agency providing critical care interfacility transport services to patients ages twelve (12) and above;
 2. Class IIIb – (Pediatric Specialty Care Services) – A ground ambulance provider operating at the ALS level as a pediatric specialty care agency providing critical care interfacility and specialty care transport services to patients under the age of twenty-one (21); or
 3. Class IIIc – (Neonatal Specialty Care Services) – A ground ambulance provider operating at the ALS level as a neonatal specialty care agency providing critical care interfacility and specialty care transport services to patients less than twenty-nine (29) days of age.
- (d) Class IV – (Restricted Location Services) – A ground ambulance provider operating at the ALS or BLS level to provide emergency and nonemergency care with or without transportation for restricted locations, such as industrial sites or other sites that do not provide services outside the designated geographic service area.
- (e) Class V – (Mobile Integrated Health Care Programs) – A mobile integrated health care program operating at the ALS and BLS level.
- (f) Class VI – (Medical First Response Agencies) – An agency providing medical first response without patient transport at the ALS or BLS level.
1. Each ALS first response agency shall be licensed separately as a Class VI ALS agency.
 2. Each BLS first response agency shall be licensed separately as a Class VI BLS agency unless a memorandum of understanding is executed with a licensed Class I agency that provides services for the geographic service area.
 3. A licensed Class I agency may execute a memorandum of understanding with multiple nonlicensed BLS first response agencies that serve the same geographic service area.
 4. A memorandum of understanding shall automatically renew at the conclusion of a calendar year.
 5. A nonlicensed BLS first response agency or a Class I agency may terminate a memorandum of understanding thirty (30) days after written notice is provided to the other party.
 6. A memorandum of understanding between a Class I agency and a nonlicensed BLS first response agency serving the same geographic area shall be updated as changes to the agreement occur and shall include provisions for:
 - a. Medical direction;
 - b. BLS protocols consistent with the current scope of practice;
 - c. Response protocol;
 - d. Geographic service areas to be served;
 - e. Circumstances causing dispatch of the nonlicensed BLS first response agency;
 - f. Training;
 - g. Quality assurance processes; and
 - h. Liability insurance, if applicable.
 7. A nonlicensed BLS first response agency shall not provide BLS care outside of its geographic service area unless responding through an executed mutual aid

agreement.

8. A nonlicensed BLS first response agency unable to secure a written memorandum of understanding with a Class I agency within its geographic service area may operate within the jurisdiction as a nonlicensed BLS first response agency if:

a. The agency has written correspondence from at least one (1) Class I agency within its geographic service area denying the nonlicensed BLS first response agency's request to enter into a memorandum of understanding; and

b. The agency maintains:

(i) The correspondence denying the memorandum of understanding request on file at the agency;

(ii) Board-approved medical direction;

(iii) Board-approved BLS first response agency protocols; and

(iv) Written policies addressing each of the issues listed in subsections (1)(f)(6) (c) through (h) of this section.

9. A license to provide BLS care shall not be issued solely through the execution of a memorandum of understanding between a Class I agency and a nonlicensed BLS first response agency;

(g) Class VII – (Air Ambulance Services) – A rotor or fixed wing air ambulance service providing ALS and BLS 911 scene response or emergency, interfacility, or nonemergency care and air transportation;

(h) Class VIII – (Event Medicine Providers) – An agency utilizing emergency medical services personnel to provide ALS or BLS care at special events, sports events, concerts, or other large social gatherings.

1. A Class VIII agency shall be licensed separately as a Class VIII ALS or BLS agency.

2. A Class VIII agency shall not transport patients independently to a hospital.

3. If transport of a patient is required, a Class VIII agency shall contact 911 for transport by a Class I agency licensed for the geographic service area.

4. Upon request, a Class VIII agency shall make available to any Class I agency within its geographic service area its protocols, treatment capabilities, and updated contact information.

(i) Class IX – (State Special Response Agencies) – An agency providing emergency and nonemergency care as part of a state-sponsored specialty team, such as Kentucky Urban Search and Rescue or other state special response agency, and that provides services and conducts trainings throughout the Commonwealth.

1. A Class IX agency shall be licensed separately as a Class IX ALS or BLS agency.

2. A Class IX agency shall not transport patients independently to a hospital.

3. If transport of a patient is required, a Class IX agency shall contact 911 for transport by a Class I agency licensed for the geographic service area.

(j) Class X – (Nonemergency Out-of-State Reciprocity License) – An out-of-state agency providing nonemergency response and that is licensed by and in good standing with another state and holds a Certificate of Need to operate a Class III agency in Kentucky.

1. An out-of-state agency shall be eligible for a reciprocal Kentucky license if the agency:

a. Provides only nonemergency response;

b. Is licensed by and in good standing with another state EMS regulatory body; and

c. Holds a Certificate of Need to operate a Class III agency in Kentucky.

2. An out-of-state agency may apply for a Class X license by submitting a valid agency license from another state to the KBEMS office.

3. A Class X agency shall be exempt from all administrative regulations promulgated by the board except 202 KAR 7:030, 202 KAR 7:501, and 202 KAR 7:540.

4. A Class X agency shall satisfy all requirements for maintaining its license issued by another state EMS regulatory body, including but not limited to all staffing, equipment, medical director, and inspection requirements of the state of original licensure.

5. A Class X license shall not require an initial or annual inspection by the KBEMS office, but a Class X agency shall be subject to random inspections by the KBEMS office.

6. If a Class X agency fails to maintain its license issued by another state EMS regulatory body, the agency shall be deemed to have surrendered its Class X license.

7. If a Class X agency's license issued by another state EMS regulatory body is revoked, suspended, lapses, or placed on probationary status, the agency shall notify the KBEMS office within five (5) days of such action.

(2) The KBEMS office shall license agencies in accordance with subsection (1) of this section.

(3) An agency shall not hold more than one (1) license per level of classification in one (1) defined geographic service area unless each license was obtained prior to January 1, 2018.

Section 3. Public Notice of Negative Action. The board office shall publish on the KBEMS website or similar publication of the board, the name of any licensed agency that is fined, placed on probationary status, placed on restricted status, suspended, or had a license revoked.

JOHN R. HOLDER, Chair

APPROVED BY AGENCY: April 30, 2025

FILED WITH LRC: May 21, 2025 at 2:36 p.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on August 22, 2025, at 1:00 p.m. ET at the Kentucky Board of Emergency Medical Services, 500 Mero Street, 5th Floor 5SE32, Frankfort, Kentucky 40601. Individuals interested in being heard at this hearing shall notify this agency in writing by five (5) workdays prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be accepted through August 31, 2025. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

CONTACT PERSON: John K. Wood, Counsel for the Kentucky Board of Emergency Medical Services, 163 East Main Street, Suite 200, Lexington, Kentucky 40507, phone (859) 225-4714, email administrativeregulations@wgmfirm.com.