

PURPOSE

To establish clear, non-negotiable operational guidelines for licensed West Virginia EMS Agencies, Agency Medical Directors, and Agency Training Officers (ATOs) regarding personnel operating under the Recognition of EMS Personnel Licensure Interstate Compact (REPLICA). This policy ensures that out-of-state clinicians utilizing the Compact Privilege to Practice (PTP) meet West Virginia-specific training standards and state notification requirements prior to engaging in direct patient care.

POLICY STATEMENT

While WV Code §16-60 recognizes an out-of-state clinician's legal Privilege to Practice, the EMS Compact does **not** grant independent practice or automatic clinical clearance. Because West Virginia's scope of practice exceeds national baseline standards, no Compact provider shall be scheduled or permitted to render patient care or make patient contact until state notification is formally completed, 100% of WVOEMS state-specific mandatory training is verified, and formal clinical authorization is granted by the Agency Medical Director.

I. APPLICABILITY & COVERED PROVIDER LEVELS

This policy applies exclusively to out-of-state providers seeking to exercise a privilege to practice in West Virginia under the EMS Compact (REPLICA) at the following levels:

- A. EMT
- B. AEMT
- C. Paramedic

NOTE: Emergency Medical Responders (EMR), Emergency Medical Vehicle Operators (EMVO), and non-licensed support personnel are **not** covered under REPLICA and must obtain standard WVOEMS state licensure.

II. MANDATORY RESPONSIBILITIES & PREREQUISITES

A. Mandatory State Notification (ImageTrend Requirement)

1. **Immediate System Notification:** As soon as an agency determines or intends that it will be utilizing a Compact provider, formal notification shall immediately be submitted to WVOEMS.
2. **Required System & Form:** State notification shall be achieved exclusively by completing the **Compact Notification Form** within the **ImageTrend System**.
3. **Authorized Submitters:**
 - a. The Agency Compact Provider Affiliation Training Officer Form shall be completed and submitted by the **Agency Training Officer (ATO)**.
 - b. The Medical Director Compact Provider Education Attestation Form shall be completed and submitted by the **Agency Medical Director**.
 - c. The Agency Official Representative Acknowledgement of Compact Provider Form shall be completed and submitted by the **Agency Official Representative**.

B. Licensed EMS Agencies

1. **Affiliation Required:** Compact personnel must be formally affiliated with a WVOEMS-licensed EMS agency. Independent practice or self-deployment is strictly prohibited.

2. **Pre-Service Clearance Mandate:** Agencies shall not schedule or allow patient care to be rendered by a Compact provider until WVOEMS notification is complete, and all WVOEMS-specific training and Medical Director sign-offs are documented.

C. Agency Medical Directors

1. **Clinical Privilege Authority:** Clinical privilege to practice under an agency's medical direction rests solely with the Agency Medical Director.
2. **Mandatory Withholding of Authorization:** Medical Directors shall withhold clinical authorization until the Compact provider demonstrates full competency and has met all WVOEMS training requirements.

D. Agency Training Officers (ATOs) & Assistant ATOs

1. **Audit:** Per Section V of the WVOEMS Educational Policies and Procedures, the ATO must verify and document 100% completion of WVOEMS required training before completing agency onboarding.
2. **Verification:** Prior to onboarding, the ATO must verify that the provider's home state license confers a valid privilege to practice utilizing the NEMSCD.

III. Required Training

A. The provider must complete the following educational requirements prior to being scheduled :

1. Valid CPR for the BLS Healthcare Provider (*must have included a hands-on component for certification*)
2. In-person Hazardous Materials Awareness course meeting OSHA 1910.120
3. In-person WVOEMS MCI I & II course
4. EMT or AEMT Expanded Scope of Practice Course (specific to the level of the provider), including a comprehensive skills competency exam (specific to the level of the provider)
 - a. AEMT requires a state-administered cognitive licensure exam.
5. West Virginia-specific scope of practice education for Paramedic level providers
6. Current year West Virginia Initial Protocol Course [4hr], appropriate for the level of provider (BLS for EMT; ALS for AEMT and Paramedic)
7. Communications training related to medical command system contact procedures.

IV. ENFORCEMENT & DISCIPLINARY ACTIONS

Failure to submit mandatory ImageTrend notifications, falsification of educational records, premature field deployment, or allowing uncleared Compact providers to make patient contact constitutes a direct violation of West Virginia law and WVOEMS regulations.

- A. **Individual Sanctions:** Misrepresentation, failure to notify, or unauthorized sign-offs will result in immediate suspension or revocation of ATO credentials and instructor/provider certifications under 64CSR48-6.2.5 and 64CSR48-7.
- B. **Agency Penalties:** Agencies permitting unauthorized patient contact or failing to submit ImageTrend notifications face immediate administrative action, civil monetary penalties, or agency license suspension under WV Code §16-4C-9(h).
- C. **Medical Oversight Review:** Failure of clinical oversight will result in immediate referral of the Agency Medical Director to the appropriate West Virginia Licensing Board.