

() Parenthesis means Deleted

Bold Italics means New

800.16 SUSPENSION OR REVOCATION OF CERTIFICATION (1st Revision)

Any certification issued pursuant to this Part may be suspended for a fixed period, revoked or annulled, or the certificate holder may be censured, reprimanded, or fined in accordance with section 12 of the Public Health Law, after a hearing conducted pursuant to section 12-a of the Public Health Law, the department determines that the certificate holder:

- (a) has failed to comply with the requirements of section 800.15 of this Part;
- (b) has (been found guilty of) ***committed*** either fraud, deceit,(incompetence,) patient abuse, theft, or dishonesty in the performance of the certificant's duties and practice;
- (c) has (been found guilty of) ***attained certification by*** fraud or deceit (in the procuring of certification);
- (d) has been convicted of any crime or crimes related to murder, manslaughter, assault, sexual abuse, theft, robbery, drug abuse or sale of drugs unless the department finds that such conviction or charges do not demonstrate a present risk or danger to patients;
- (e) has provided patient care or driven an ambulance or other emergency medical services response vehicle while under the influence of alcohol or any other drug affecting physical coordination or intellectual functions;
- (f) has knowingly aided or abetted another in practice as an emergency medical technician who is not certified as such; or
- (g) has held him or herself out as being certified at a higher level than actually certified, or has used skills restricted to individuals holding a higher level of certification.
- (h) ***has performed a procedure or administered a medication outside the scope of state, regional or local protocol;***
- (i) ***has demonstrated the inability to conform to Standard Operating Procedures, Policies and Procedures, State, Regional or local protocols by willful failure to follow same.***