

1 HB346
2 118265-5
3 By Representative Grantland
4 RFD: Health
5 First Read: 19-JAN-10

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

ENROLLED, An Act,

Relating to the regulation of emergency medical services by the Department of Public Health; to amend Sections 22-18-1, 22-18-2, 22-18-3, 22-18-4, 22-18-6, 22-18-8, 22-18-40, 22-18-41, and 22-18-42, Code of Alabama 1975; to update language to be consistent with national standards and guidelines; to add a new category of licensure for advanced emergency medical technicians; to define and regulate air ambulances; to add members to the State Emergency Medical Control Committee; and to establish the terms of the members and allow for meetings by electronic means and participation in meetings by designees of members.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 22-18-1, 22-18-2, 22-18-3, 22-18-4, 22-18-6, and 22-18-8, Code of Alabama 1975, are amended to read as follows:

"§22-18-1.

"For the purposes of this article, the following terms shall have the meanings respectively ascribed to them by this section:

"(1) ADVANCED EMERGENCY MEDICAL TECHNICIAN. Any person 18 years of age or older who:

1 "a. has successfully completed the advanced
2 emergency medical technician course of instruction, or its
3 equivalent, as approved by the State Board of Health;

4 "b. has passed the state Advanced EMT examination,
5 as well as having met the requirements for becoming a licensed
6 emergency medical technician; and

7 "c. has been granted a license by the State Board of
8 Health.

9 ~~"(7)(2) ADVANCED LIFE SUPPORT (ALS).~~ The treatment
10 of potentially life-threatening medical emergencies through
11 the use of invasive medical techniques specified as advanced
12 life support techniques by the Board of Health, which
13 ordinarily would be performed or provided by licensed
14 physicians, but which may be performed by ~~emergency medical~~
15 ~~technicians~~ emergency medical service personnel during
16 emergencies under constraints specified by rule of the board.

17 "(3) AIR AMBULANCE. An aircraft that is intended to
18 be used for and is maintained or operated for transportation
19 to a medical care facility of persons who are sick or injured.
20 For the purposes of this chapter, fixed-wing aircraft that do
21 not conduct scene flights shall not be considered air
22 ambulances.

23 ~~"(8)(4) BOARD or BOARD OF HEALTH. The State Board of~~
24 ~~Health.~~ BASIC LIFE SUPPORT (BLS). Pre-hospital care involving
25 non-invasive life support measures as specified by the board.

1 "(5) BOARD or BOARD OF HEALTH. The State Board of
2 Health.

3 "(6) DEPARTMENT. The Alabama Department of Public
4 Health.

5 "(7) EMERGENCY MEDICAL SERVICES (EMS). A system of
6 coordinated response to provide pre-hospital emergency aid and
7 medical assistance from primary response to definitive care,
8 involving personnel trained in the rescue, stabilization,
9 transportation, and treatment of sick or injured persons.

10 "(8) EMERGENCY MEDICAL SERVICES PERSONNEL (EMSP).
11 The collective term used to refer to licensed Emergency
12 Medical Technicians, Emergency Medical Technicians
13 Intermediate, Advanced Emergency Medical Technicians,
14 Paramedics, and/or any level of licensure as recognized by the
15 National Highway Traffic Safety Administration for individuals
16 who provide emergency medical services or who initiate
17 immediate lifesaving care.

18 "~~(4) LICENSED~~ (9) EMERGENCY MEDICAL TECHNICIAN-BASIC
19 (EMT). Any person 18 years of age or older who:

20 "a. has successfully completed the basic emergency
21 medical technician course of instruction, or its equivalent,
22 as approved by the Board of Health,~~and;~~

23 "b. has passed the state EMT~~-basic~~ examination,~~;~~ and
24 who

1 "c. has been granted a ~~current, valid~~ license by the
2 Board of Health.

3 "~~(1)~~ (10) GROUND AMBULANCE. A motor vehicle ~~including~~
4 ~~a convalescent ambulance~~ that is intended to be used for and
5 is maintained or operated for transportation to a medical care
6 facility of persons who are sick or injured.

7 "~~(5)~~ (11) LICENSED EMERGENCY MEDICAL
8 TECHNICIAN-INTERMEDIATE. Any person 18 years of age or older
9 who ~~has~~ prior to December 31, 2002:

10 "a. has successfully completed the intermediate
11 emergency medical technician course of instruction, or its
12 equivalent, as approved by the Board of Health,~~i~~

13 "b. has ~~and~~ passed the state EMT-~~intermediate~~
14 Intermediate examination, as well as having met the
15 requirements for becoming a licensed emergency medical
16 technician-~~basic~~,~~i~~ and

17 "c. who has been granted a ~~current, valid~~ license by
18 the Board of Health.

19 "(12) NON-TRANSPORT VEHICLE. A vehicle operated with
20 the intent to provide BLS or ALS stabilization on scene, but
21 not intended to transport a patient to a medical care
22 facility.

23 "~~(6)~~ (13) LICENSED EMERGENCY MEDICAL
24 TECHNICIAN-PARAMEDIC. Any person 18 years of age or older who
25 has successfully completed the EMT-~~paramedic~~ course of

1 instruction, or its equivalent, as approved by the Board of
 2 Health, and passed the state EMT-paramedic examination, ~~as~~
 3 ~~well as having met the requirements for becoming a licensed~~
 4 ~~emergency medical technician-intermediate,~~ and who has been
 5 granted a ~~current, valid~~ license by the Board of Health.

6 "~~(9)~~ (14) PATIENT. An individual who receives or
 7 requests medical care, or for whom medical care is requested,
 8 because the individual is sick or injured.

9 "~~(10)~~ (15) PHYSICIAN. An individual licensed to
 10 practice medicine by the Medical Licensure Commission of
 11 Alabama.

12 "(16) PROVIDER SERVICE. An organization, whether
 13 public or private, which provides transport or non-transport
 14 emergency medical services.

15 "~~(2) AMBULANCE SERVICE OPERATOR. Any person, firm or~~
 16 ~~corporation engaged in the business of operating a ground~~
 17 ~~ambulance or convalescent ambulance.~~

18 "~~(3) LICENSED AMBULANCE DRIVER. Any individual who~~
 19 ~~successfully completes the course of instruction for emergency~~
 20 ~~vehicle operation prescribed by the Board of Health, and who~~
 21 ~~has been granted a current, valid license by the Board of~~
 22 ~~Health.~~

23 "(17) SCENE FLIGHT. The flight of an air ambulance
 24 to the physical location of a sick or injured person.

1 ~~"(11) CONVALESCENT AMBULANCE. A vehicle that is~~
 2 ~~intended to be used for and is maintained or operated for~~
 3 ~~making non-emergency calls for patients in a recumbent~~
 4 ~~position who require transportation to or from a physician's~~
 5 ~~office, hospital, other health care facility, or residence,~~
 6 ~~provided a convalescent ambulance shall not include a hospital~~
 7 ~~operated vehicle used exclusively for intra hospital facility~~
 8 ~~transfers.~~

9 "(18) TRANSPORT VEHICLE. An air or ground ambulance.

10 "§22-18-2.

11 "The provisions of this article shall not apply to
 12 volunteer rescue squads that are members of the Alabama
 13 Association of Rescue Squads, Inc. and which furnish BLS
 14 ambulance service to the public; nor shall the provisions of
 15 this chapter apply to businesses or companies which only
 16 provide free ambulance service to their employees who require
 17 medical attention on business or company grounds; nor shall
 18 the provisions of this chapter apply to or govern ambulances
 19 owned by ~~the~~ a county, a municipality or any other political
 20 subdivision of the state., ~~nor to the drivers of or attendants~~
 21 ~~on such ambulances in Marengo County. The governing body of~~
 22 ~~such county is hereby authorized to prescribe rules and~~
 23 ~~regulations governing ambulance drivers and ambulance~~
 24 ~~attendants, including rules and regulations for their training~~
 25 ~~and qualifications.~~

1 "§22-18-3.

2 "(a) In the manner provided in this section, the
3 ~~State~~ Board of Health, with advice and recommendation of the
4 advisory board, shall establish and publish reasonable rules
5 and regulations for the training, qualification, scope of
6 privilege, and licensing of ~~ambulance drivers, emergency~~
7 ~~medical technicians~~ EMSP, and ~~ambulance service operators~~
8 provider services, and for the operation, design, equipment
9 and licensing of air and ground ambulances ~~and convalescent~~
10 ~~ambulances~~. In adopting rules and regulations, the Board of
11 Health shall follow the provisions of the Alabama
12 Administrative Procedure Act, ~~provided, that the board~~ and
13 shall, in all cases, hold one or more public hearings prior to
14 adoption, amendment, or rescission of any rule or regulation.
15 ~~All hearings shall be joint hearings set by the Board of~~
16 ~~Health and the advisory board established in Section 22-18-5.~~
17 At such hearing, any interested person, firm or corporation or
18 any member of the public may be heard. Any person, firm or
19 corporation affected by any regulation, amendment or
20 rescission hereof may appeal consideration thereof to the
21 circuit court of Montgomery County pursuant to the provisions
22 of the Administrative Procedure Act.

23 "(b) Regulations adopted under this section shall
24 become effective as provided in the Administrative Procedure
25 Act. From any judgment of the circuit court in any case

1 appealed to it, an appeal shall be made pursuant to the
2 Administrative Procedure Act.

3 "§22-18-4.

4 "(a) In addition to all other licenses or fees now
5 payable, the Board of Health shall, as prerequisite for
6 issuing a license under the provisions of this article and
7 rules and regulations promulgated pursuant thereto, charge a
8 fee of \$10.00 for each license valid for a period of 24 months
9 issued to the ~~an ambulance driver, emergency medical~~
10 ~~technician (EMT)-basic, EMT-intermediate or EMT-paramedic~~ EMSP
11 7 and a fee of \$25.00 for each license issued to a ~~ground~~
12 ~~ambulance service operator, and a fee of \$25.00 for each~~
13 ~~license issued to a convalescent service ambulance operator.~~
14 ~~Licenses in effect on June 29, 1995, shall remain in effect~~
15 ~~until the expiration date set forth thereon~~ any provider
16 service operating an air or ground ambulance. Each license
17 issued to ~~an ambulance service operator~~ a provider service
18 shall be valid for a period not to exceed 12 calendar months.
19 The same fee shall be charged for renewal of a license as is
20 fixed in this subsection for the original license. No
21 additional fee shall be collected when an ~~EMT~~ EMSP becomes
22 eligible for reclassification of his or her license to a
23 higher level.

24 "(b) All fees collected under this chapter shall be
25 retained in a separate fund by the Board of Health for the

1 purpose of enforcing this chapter and shall be disbursed as
2 other funds of the state are disbursed; provided, that no fee
3 or permit charge authorized under this chapter shall be
4 charged or collected for the issuing of a permit to a
5 volunteer rescue squad, as defined in Section 32-11-1, for
6 providing ambulance service on a gratuitous basis, or any
7 member who volunteers his service, unless licensure is
8 requested by the squad, company or individual, whereupon, ~~with~~
9 ~~the exception of the issuance of a license for the EMT~~
10 ~~reclassifications,~~ a fee will be charged. ~~An EMT may hold a~~
11 ~~dual license as an ambulance driver and an EMT at any level~~
12 ~~for which he or she is eligible for licensure, and there shall~~
13 ~~be no license fee imposed other than that imposed for an EMT~~
14 ~~license.~~

15 " ~~(b)~~ (c) Any person desiring EMSP licensure ~~as an EMT~~
16 shall complete an approved ~~EMT course~~ EMSP course as defined
17 by regulations of the Board of Health, successfully pass the
18 appropriate level licensure examination as determined by the
19 Board of Health, and submit an application to the board. An
20 approved ~~EMT~~ EMSP course for any level shall be a course
21 conforming to the curriculum for that level approved by the
22 United States Department of Transportation, or approved by any
23 other federal agency as may, in the future, take jurisdiction
24 over ~~EMT~~ EMSP training curriculum development. A curriculum
25 may be required to be supplemented with additional modules if:

1 ~~"(1) The~~ the modules are optional modules approved
2 by the United States Department of Transportation, or its
3 successor as specified above, and the optional modules are
4 prescribed by rule by the board pursuant to the Alabama
5 Administrative Procedure Act.

6 ~~"(2) The modules, though not included in the~~
7 ~~federally approved curriculum for a particular level of~~
8 ~~training, have been required in Alabama for emergency medical~~
9 ~~technician training at that level on or before January 1,~~
10 ~~1995.~~

11 ~~"(3) The modules are necessary to train EMTs in the~~
12 ~~use of new procedures, devices, techniques, or drugs which may~~
13 ~~be approved by the board for use by EMTs.~~

14 ~~"(c)(d) No~~ air or ground ambulance and no
15 ~~convalescent ambulance~~ shall be operated for ambulance
16 purposes and no individual shall fly, drive, operate, attend
17 or permit same to be operated for the purpose of transporting
18 a patient from any point within the State of Alabama to any
19 other point within the State of Alabama unless such ambulance
20 ~~or convalescent ambulance~~ is duly licensed by the Board of
21 Health and ~~unless it shall be under the immediate supervision~~
22 ~~and direction of a person who is holding a currently valid~~
23 ~~license as an emergency medical technician or as a physician.~~
24 The Board of Health may prescribe exceptions to this
25 requirement consistent with the interests of public health.

1 Any ground ambulance ~~or convalescent ambulance~~ shall at all
 2 times be driven by a person holding a ~~current,~~ valid driver's
 3 license ~~as an ambulance driver~~ and who has passed the
 4 Emergency Vehicle Operator Course approved by the Board of
 5 Health, or the Apparatus Operator's Course taught by the
 6 Alabama Fire College.

7 "§22-18-6.

8 "(a) It shall be a Class A misdemeanor for any
 9 person, firm, company, corporation, organization, facility, or
 10 agency to do any of the following:

11 "(1) Deliberately hinder, obstruct, or interfere
 12 with an officer, inspector, or duly authorized agent of the
 13 board while in the performance of official duties.

14 "(2) Deliberately hinder, obstruct, or interfere
 15 with any physician, licensed nurse, licensed ~~emergency~~
 16 ~~personnel~~ EMSP, or emergency personnel exempt from licensure
 17 under the provisions of this article while that person is
 18 providing emergency care to a third person or while that
 19 person is assisting at the scene of an emergency, directing
 20 traffic at the scene of an emergency, or managing or helping
 21 to manage the scene of an emergency.

22 "(3) Violate subsections (c) or (d) of this section.

23 "(4) Offer, provide, or perform, without a ~~valid,~~
 24 ~~current~~ license or certificate to do so, an emergency medical
 25 service or other function which, under the provisions of this

1 article or the rules adopted pursuant thereto, may not be
2 performed without a license or certificate issued by the Board
3 of Health. No person shall be subject to criminal liability
4 pursuant to this section in the event he or she renders first
5 aid or emergency care at the scene of an injury caused by a
6 motor vehicle crash or by some other incident, or at the scene
7 of a mass casualty or disaster if:

8 "a. The first aid or emergency care is rendered
9 gratuitously and in good faith; and

10 "b. The first aid or emergency care is not rendered
11 in the course of a business, program, or system which
12 regularly engages in the provision of emergency medical care.

13 "(b) Nothing in this subsection shall be construed
14 to repeal, abridge, or modify Section 6-5-332 or any other
15 good Samaritan statute.

16 "(c) No person shall regularly engage in providing
17 emergency medical care at the scene of emergencies unless he
18 or she is a licensed ~~emergency medical technician~~ as EMSP as
19 defined in this article, or unless he or she is exempted from
20 licensure pursuant to the provisions of this article.

21 Notwithstanding the foregoing, nothing in this article shall
22 be construed to prohibit any physician or nurse licensed in
23 Alabama from performing any act within his or her scope of
24 practice. No person shall hold himself or herself out to be an
25 ~~emergency medical technician~~ EMSP, unless he or she is a

1 licensed ~~emergency medical technician as such~~ as defined in
2 this chapter. ~~Provided, that emergency medical technicians~~
3 EMSP licensed in other jurisdictions may identify themselves
4 as holding such licensure.

5 "(d) The board shall by rule establish the scope of
6 privilege for each level of ~~emergency medical technician~~ EMSP
7 licensure. No person shall exceed the scope of privilege
8 granted to his or her level of licensure.

9 "(e) Control of an emergency scene may be taken by
10 ~~an emergency medical technician or other emergency personnel~~
11 EMSP if the personnel arrive at the scene of an emergency
12 prior to the arrival of law enforcement personnel, and if
13 managing the emergency scene will not interfere with other
14 emergency medical care duties. Emergency scene control shall
15 include the authority to direct traffic. A driver of a motor
16 vehicle entering an emergency scene or entering a roadway
17 adjacent to an emergency scene shall use caution, shall
18 maintain proper control of the motor vehicle, and shall obey
19 the directions of law enforcement personnel and emergency
20 personnel at the scene. Any person violating this subsection
21 shall be guilty of a violation.

22 "(f) The board may, following the contested case
23 provisions of the Administrative Procedure Act, suspend or
24 revoke the license or certificate of ~~an ambulance driver, an~~
25 ~~emergency medical technician~~ EMSP at any level, or an

1 ~~ambulance service operator~~ a provider service, or it may
2 refuse to grant a license or certificate to any person or
3 entity at any time that any of the following is determined
4 with respect to the holder or applicant:

5 "(1) Does not meet or no longer meets the prescribed
6 qualifications.

7 "(2) Is guilty of misconduct as defined by the
8 board's rules or otherwise commits a violation of this act or
9 any rules promulgated thereunder.

10 "(3) Has failed to maintain the required level of
11 continuing education units or any equivalent therefor defined
12 in the board's rules.

13 "(4) Has provided care to a patient or patients
14 under his or her care which falls short of the standard of
15 care which ordinarily would be expected to be provided by
16 similarly situated ~~EMS personnel~~ EMSP in Alabama, and has
17 thereby jeopardized the life, health, or safety of a patient
18 or patients.

19 "(5) Has sexually or physically abused a patient
20 under his or her care.

21 "(6) Has submitted a license or test application, a
22 report of continuing education requirements, a run report, a
23 patient care record, ~~EMT~~ EMSP student record, clinical
24 rotation record, intent to train form, self-study document,
25 fluid and drug application, physician medication order form,

1 or any other document which is material to the duties and
 2 qualifications of ~~EMS personnel~~ EMSP or those of a student in
 3 an ~~EMT~~ EMSP training program and which is fraudulent or
 4 knowingly false in any respect.

5 "(7) Has committed fraud in the performance of his
 6 or her duties or in connection with any matter related to
 7 emergency medical services.

8 "(8) Has been convicted of a crime involving moral
 9 turpitude, or a crime in which the victim is an ~~EMS~~ EMSP
 10 provider ~~organization~~ service or an EMS patient, unless the
 11 board determines that the fact of the conviction would not ~~be~~
 12 likely ~~to~~ interfere with the performance of EMS duties.

13 "(9) Has performed any act requiring licensure or
 14 certification under state EMS statutes, without possession of
 15 the requisite licensure or certification.

16 "(10) Has performed any act which exceeds the scope
 17 of license or privilege granted to the holder.

18 "§22-18-8.

19 "In those instances in which ~~an ambulance service~~
 20 ~~operator, ambulance driver, ambulance attendant, ambulance~~
 21 ~~driver-attendant, or emergency medical technician~~ EMSP of any
 22 municipality, county, fire district, or the state ~~is~~ are
 23 employed by the State of Alabama, any county, fire district,
 24 or another municipality, within 24 months after completing the
 25 training requirements mandated by this chapter, or by rules

1 adopted by the ~~Alabama Committee on Public Health~~ board, the
2 total expense of the training, including, but not limited to,
3 salary paid during training, transportation costs paid to the
4 trainee for travel to and from the training facility, room,
5 board, tuition, ~~overtime paid to other employees who fill in~~
6 ~~for the trainee during his or her absence,~~ and any other
7 related training expenses, shall be reimbursed to the
8 municipality, county, fire district, or the state which paid
9 for the training. The municipality, county, fire district, or
10 the state which paid for the training shall submit an itemized
11 sworn statement to the new employer of the ~~ambulance service~~
12 ~~operator, ambulance driver, ambulance attendant, ambulance~~
13 ~~driver-attendant, or emergency medical technician, as the case~~
14 ~~may be~~ EMSP, shall demand payment thereof, and may enforce
15 collection of the obligation through civil remedies and
16 procedures. The ~~terms "ambulance service operator," "ambulance~~
17 ~~driver," "ambulance attendant," "ambulance driver-attendant,"~~
18 ~~and "emergency medical technician,"~~ "EMSP" shall have the same
19 ~~meanings~~ meaning as in Section 22-18-1."

20 Section 2. Sections 22-18-40, 22-18-41, and
21 22-18-42, Code of Alabama 1975, are amended to read as
22 follows:

23 "§22-18-40.

24 "(a) The board shall be assisted in formulating
25 rules and policy pertaining to emergency medical services by

1 the State Emergency Medical Control Committee (SEMCC). Members
2 of the SEMCC shall serve without compensation but shall be
3 entitled to reimbursement for expenses incurred in the
4 performance of the duties of their office at the same rate
5 paid state employees. The chair of SEMCC may establish
6 subcommittees of SEMCC comprised of representatives from
7 ambulance, fire, rescue, and other EMS groups, as needed.

8 "(b) The SEMCC shall be composed as follows:

9 "(1) The medical directors of each ~~regional~~ EMS
10 ~~agency~~ region designated by the board as ex officio members
11 with voting privileges.

12 "(2) One member who shall be appointed by the
13 Alabama Chapter of the American College of Emergency
14 Physicians.

15 "(3) One member who shall be appointed by the State
16 Committee on Trauma of the American College of Surgeons.

17 "(4) One member who shall be appointed by the
18 Alabama Chapter of the American Academy of Pediatrics.

19 "(5) The State EMS Medical Director, as an ex
20 officio member with voting privileges, who shall serve as its
21 chair.

22 "(6) The State Trauma Consultant if a physician is
23 designated as such by the Board of Health or pursuant to other
24 procedure established by law as an ex officio member with
25 voting privileges.

1 "(7) One member who shall be an Alabama physician
2 appointed by the Alabama Chapter of the Association of Air
3 Medical Services.

4 "(8) The Chair of the State EMS Advisory Board, as
5 ex officio member with no voting privileges.

6 "(9) One member who shall be appointed by the
7 Alabama Hospital Association.

8 "(c) Each representative shall serve for a period of
9 four years or until his or her successor is appointed,
10 whichever is sooner.

11 "(d) Any vacancy shall be filled by the organization
12 selecting the vacating member. In case of a vacancy, the new
13 appointee shall serve the remainder of the unexpired term.

14 "(e) Each ex officio member's term will be
15 indefinite.

16 "(f) The SEMCC may meet and vote by electronic
17 means and votes may be taken by proxy. Those members
18 participating by electronic means shall be counted toward a
19 quorum. A quorum is established by attending in person or by
20 electronic means. A quorum shall consist of a majority of the
21 membership. With the consent of a majority of the members, the
22 chair shall set requirements for proxy representation, voting,
23 and the establishment of a quorum.

1 "(g) The membership of the SEMCC shall be inclusive
2 and reflect the racial, gender, geographic, urban/rural, and
3 economic diversity of the state.

4 "§22-18-41.

5 "(a) The board may by rule designate certain
6 procedures as "advanced life support techniques," which may be
7 performed by ~~EMTs~~ EMSP during emergencies, such as situations
8 where the life, health, or safety of a prehospital patient is
9 in immediate jeopardy. The board may prescribe by rule the
10 qualifications and certification necessary for personnel
11 performing advanced life support techniques, and the specific
12 conditions under which the techniques may be performed by
13 ~~emergency medical technicians~~ EMSP. Notwithstanding any
14 statutory provision to the contrary, ~~emergency medical~~
15 ~~services personnel~~ EMSP who possess the necessary
16 qualifications and certification prescribed by the board shall
17 not be deemed to have engaged in the unlawful practice of
18 medicine when performing advanced life support techniques in
19 accordance with the constraints established by the board.

20 ~~"(b) Emergency vehicles manned by licensed emergency~~
21 ~~medical technicians who are trained to provide advanced life~~
22 ~~support and who possess current board licensure, may carry a~~
23 ~~drug kit containing limited quantities of drugs, including~~
24 ~~controlled substances, which have been approved by the board~~
25 ~~for administration to patients during the regular course of~~

1 ~~duties of prehospital personnel, provided, that these drugs~~
2 ~~may be administered only pursuant to the order of a physician~~
3 ~~who possesses a valid license to practice medicine within this~~
4 ~~state, and who is, at the time the order is given, functioning~~
5 ~~in accordance with the applicable regional medical control~~
6 ~~plan approved by the board. Fluids and drugs may not be~~
7 ~~carried only by any ambulance a properly licensed provider~~
8 ~~service operator or other emergency medical services provider~~
9 ~~without a certificate of fluid and drug authorization from the~~
10 ~~board. The board may offer a certificate of fluid and drug~~
11 ~~authorization to a non-transport service which is not licensed~~
12 ~~if the unlicensed non-transport service meets all requirements~~
13 ~~in the board's rules for issuance of a certificate to a~~
14 ~~licensed ambulance operator. A licensed emergency medical~~
15 ~~services provider service may purchase necessary drugs and~~
16 ~~fluids pursuant to proper authorization from any reliable~~
17 ~~source, including wholesalers, distributors, and hospitals.~~
18 ~~Emergency medical services providers Provider services shall~~
19 ~~purchase, maintain, and administer fluids and drugs in~~
20 ~~accordance with regulations promulgated by the board.~~

21 " (c) ~~Emergency medical technicians EMSP may not~~
22 ~~perform services only pursuant to ~~standing orders from~~~~
23 ~~physicians without prior approval of the board the protocols~~
24 ~~approved by the board. Emergency medical technicians EMSP may~~
25 ~~accept orders to perform advanced life support techniques only~~

1 from medical ~~control~~ direction physicians who have completed
2 medical ~~control~~ direction training prescribed by the board ~~on~~
3 ~~the recommendation of the SEMCC and the State Health Officer~~
4 and holds a current medical direction number.

5 "§22-18-42.

6 "This chapter shall govern and it shall authorize
7 the Board of Health to regulate only emergency medical care
8 provided outside of hospitals, ~~emergency medical technicians~~
9 EMSP who provide care outside of hospitals, ~~ambulance drivers,~~
10 ~~ambulance service operators,~~ provider services ground
11 ambulances, ~~convalescent air~~ ambulances, ALS non-transport
12 services, the training of ~~ambulance drivers and emergency~~
13 ~~medical technicians~~ EMSP who provide care outside of
14 hospitals, and orders given for emergency medical care to be
15 provided outside of hospitals. Notwithstanding any provision
16 of law to the contrary, authorized drugs and fluids for
17 emergency medical care and services may be purchased from any
18 reliable source, including wholesalers, distributors, and
19 hospitals. To the extent medical care and nursing care
20 provided within hospitals is governed by other provisions of
21 law, ~~these~~ those provisions of law shall not be construed to
22 have been repealed, amended, abridged, or otherwise altered by
23 this chapter."

1 Section 3. This act shall become effective on the
2 first day of the third month following its passage and
3 approval by the Governor, or its otherwise becoming law.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17

Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in
and was passed by the House 23-FEB-10, as amended.

Greg Pappas
Clerk

Senate

08-APR-10

Passed