

1 State of Arkansas *As Engrossed: S3/14/17 H3/21/17*

2 91st General Assembly

A Bill

3 Regular Session, 2017

SENATE BILL 612

4

5 By: Senator Irvin

6 *By: Representative Hammer*

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8

For An Act To Be Entitled

9 AN ACT TO AMEND THE MEMBERSHIP AND DUTIES OF THE
10 TRAUMA ADVISORY COUNCIL; TO REDUCE THE MEMBERSHIP OF
11 THE TRAUMA ADVISORY COUNCIL; TO REMOVE THE DUTY OF
12 THE TRAUMA ADVISORY COUNCIL TO ADVISE THE DEPARTMENT
13 OF HEALTH ON ALLOCATION OF FUNDS; TO TEMPORARILY
14 ALLOW THE DEPARTMENT OF HEALTH TO WAIVE OR SUBSTITUTE
15 EDUCATION REQUIREMENTS FOR TRAUMA SYSTEMS; AND FOR
16 OTHER PURPOSES.

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Subtitle

20 TO AMEND THE MEMBERSHIP AND DUTIES OF THE
21 TRAUMA ADVISORY COUNCIL; AND TO
22 TEMPORARILY ALLOW THE DEPARTMENT OF
23 HEALTH TO WAIVE OR SUBSTITUTE EDUCATION
24 REQUIREMENTS FOR TRAUMA SYSTEMS.

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27 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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29 SECTION 1. Arkansas Code § 20-13-804(b), concerning the powers and
30 duties of the Department of Health regarding the trauma system, is amended to
31 read as follows:

32 (b)(1) The department shall allocate funds deposited into the Public
33 Health Fund to administer this subchapter.

34 ~~(2) The allocation of available funds shall be developed and~~
35 ~~modified with:~~

36 ~~(A) The advice of the Trauma Advisory Council; and~~



1 ~~(B) The approval of the State Board of Health.~~

2 ~~(3)~~(2) Allocations of funds in the form of grants or contracts
3 from the funds deposited into the Public Health Fund to administer this
4 subchapter may include, ~~but are not limited to~~ without limitation:

5 (A) Emergency medical system care providers and ambulance
6 providers under § 20-13-809;

7 (B) Level I, Level II, Level III, and Level IV trauma
8 centers under §§ 20-13-810 – 20-13-813;

9 (C) Rehabilitation service providers under § 20-13-814;

10 (D) Quality improvement organizations under § 20-13-815;

11 (E) Trauma regional advisory councils under § 20-13-816;

12 (F) Command communication networks under § 20-13-817; and

13 (G) Injury prevention programs under § 20-13-818.
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15 SECTION 2. Arkansas Code § 20-13-807 is amended to read as follows:
16 20-13-807. Trauma Advisory Council.

17 (a) There is established an advisory council, to be known as the
18 “Trauma Advisory Council”, for the purpose of making recommendations,
19 advising, and providing assistance to the Department of Health concerning the
20 development and operation of a statewide trauma system.

21 (b) The council shall consist of ~~twenty (20)~~ twelve (12) voting
22 members who have a demonstrated interest in trauma systems to be appointed by
23 the Governor subject to confirmation by the Senate as follows:

24 (1) One (1) member appointed by the Governor after consulting
25 the Arkansas Chapter of the American College of Emergency Physicians;

26 ~~(2) One (1) member appointed by the Governor after consulting
27 the Arkansas Academy of Family Physicians;~~

28 ~~(3)~~(2) One (1) member appointed by the Governor after consulting
29 the Arkansas Chapter of the American College of Surgeons;

30 ~~(4)~~(3) One (1) member appointed by the Governor after consulting
31 the Arkansas Medical Society;

32 ~~(5)~~(4) ~~Four (4)~~ Three (3) members appointed by the Governor
33 after consulting the Arkansas Hospital Association;

34 ~~(6)~~(5) One (1) member appointed by the Governor after consulting
35 the Emergency Medical Services Advisory Council;

36 ~~(7) One (1) member appointed by the Governor after consulting~~

1 ~~the Arkansas Emergency Nurses Association;~~

2 ~~(8)(6)~~ One (1) member appointed by the Governor after consulting
3 the Arkansas Emergency Medical Technicians Association;

4 ~~(9)(7)~~ One (1) member appointed by the Governor after consulting
5 the Arkansas Ambulance Association;

6 ~~(10)~~ One (1) member appointed by the Governor after consulting
7 the Arkansas Emergency Medical Services for Children Program;

8 ~~(11)~~ One (1) member appointed by the Governor after consulting
9 the Arkansas Trauma Society;

10 ~~(12)~~ One (1) member appointed by the Governor after consulting
11 the Arkansas Society of Trauma Nurses;

12 ~~(13)~~ One (1) member appointed by the Governor after consulting
13 the Arkansas Spinal Cord Commission;

14 ~~(14)(8)~~ One (1) member appointed by the Governor after
15 consulting the Arkansas Minority Health Commission;

16 ~~(15)~~ One (1) member appointed by the Governor after consulting
17 the Arkansas Medical, Dental, and Pharmaceutical Association;

18 ~~(16)(9)~~ One (1) member appointed to represent injury prevention;
19 and

20 ~~(17)(10)~~ One (1) member appointed from the public at large as a
21 consumer representative who has an interest in trauma systems.

22 (c) The council shall also include four (4) voting members who have a
23 demonstrated interest in trauma systems to be appointed as follows:

24 (1) Two (2) members to be appointed by and to serve at the
25 pleasure of the President Pro Tempore of the *Senate* after consulting the
26 Arkansas Medical, Dental, and Pharmaceutical Association and the Arkansas
27 Emergency Nurses Association; and

28 (2) Two (2) members to be appointed by and to serve at the
29 pleasure of the Speaker of the House of *Representatives* after consulting the
30 Arkansas Academy of Family Physicians.

31 (d) The ~~following~~ Director of the Department of Health or his or her
32 designee shall serve as a nonvoting ex officio ~~members~~ member of the council+
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34 ~~(1) The Director of the Department of Health or the director's~~
35 ~~designee; and~~

36 ~~(2) The Director of the Department of Arkansas State Police or~~
37 ~~the director's designee.~~

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SECTION 3. Arkansas Code § 20-13-808(e)(1), concerning a quorum of the Trauma Advisory Council, is amended to read as follows:

(e)(1) ~~Thirteen (13)~~ A majority of the voting members of the council shall constitute a quorum for the purpose of transacting business.

SECTION 4. DO NOT CODIFY. TEMPORARY LANGUAGE. Education requirements within the rules of the Department of Health regarding trauma systems.

Until March 1, 2019, the Department of Health may either waive or substitute educational requirements within the rules regarding trauma systems to ensure that hospitals retain their trauma level designation.

/s/ Irvin

APPROVED: 04/03/2017