

Regular Session, 2012

SENATE BILL NO. 500

BY SENATORS BUFFINGTON AND MILLS

HEALTH SERVICES. Amends the emergency medical services provisions. (gov sig)

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AN ACT

To amend and reenact R.S. 36:919.4 and R.S. 40:1231, 1231.1(A), 1232(A) and (B), 1232.1(A) and (B), 1232.2(B)(1)(b) and (d), (B)(2), and (G), 1232.3(A)(1) through (3) and (B), 1232.4(1), (3), and (5), 1232.5, the introductory paragraph of 1232.6 and 1232.6(1), (2), and (12), 1232.7(D) and (E), 1232.9, 1232.11, 1233, 1234, 1235(A)(1), (2)(a), (c), and (d), 1235.1(A), 1236, 1236.1, 1236.13(B) and (F), 1299.58.2(4), 1299.64.2(3); to enact R.S. 40:1232.4(10) and 1232.6(15), and to repeal R.S. 40:1236.3, relative to the changes within the emergency medical services provisions; to provide for changes in references to emergency medical personnel; to provide with respect to title designations for certain licensee providing emergency medical services; to provide with respect to grounds for disciplinary proceedings relative to intentional falsification of documents; to provide relative to the duties of emergency medical personnel; to provide relative to the permissible functions which an emergency medical services practitioner student may perform and under what conditions they may be performed; to provide with respect to the certifications necessary for an emergency medical services practitioner to hold; and to provide for related matters.

1 Be it enacted by the Legislature of Louisiana:

2 Section 1. R.S. 36:919.4 is hereby amended and reenacted to read as follows:

3 §919.4. Transfer; Louisiana Emergency Medical Services Certification Commission

4 The Louisiana Emergency Medical Services Certification Commission,  
5 placed in the Department of Health and Hospitals by the provisions of R.S.  
6 36:259(GG), shall exercise and perform its powers, duties, functions, and  
7 responsibilities as provided for agencies transferred pursuant to this Part. However,  
8 the commission shall advise the bureau of emergency medical services, ~~office of~~  
9 ~~public health~~, on requirements and standards for ~~certification~~ **licensure** of emergency  
10 medical personnel and continuing education requirements for ~~certification~~ **licensure**.

11 The commission shall retain the authority to approve requirements and standard of  
12 practice for emergency medical personnel; conduct disciplinary hearings for  
13 emergency medical personnel; and cause the prosecution of any individual who  
14 violates the provisions of Subpart B of Part VII of Chapter 5 of Title 40 of the  
15 Louisiana Revised Statutes of 1950.

16 Section 2. R.S. 40:1231, 1231.1(A), 1232(A) and (B), 1232.1(A) and (B),  
17 1232.2(B)(1)(b) and (d), (B)(2), and (G), 1232.3(A)(1) through (3) and (B), 1232.4 (1), (3),  
18 and (5), 1232.5, the introductory paragraph of 1232.6 and 1232.6(1), (2), and (12),  
19 1232.7(D) and (E), 1232.9, 1232.11, 1233, 1234, 1235(A)(1), (2)(a), (c), and (d), 1235.1(A),  
20 1236, 1236.1, 1236.13(B) and (F), 1299.58.2(4), 1299.64.2(3) are hereby amended and  
21 reenacted and R.S. 40:1232.4 (10) and 1232.6 (15) are hereby enacted to read as follows:

22 PART VII. EMERGENCY MEDICAL SERVICES

23 SUBPART A. GENERAL PROVISIONS

24 §1231. Definitions

25 For purposes of this Part:

26 (1) "Ambulance" means any authorized emergency vehicle, equipped with  
27 warning devices, designed and operated as a part of a regular course of conduct or  
28 business to transport a sick or injured individual or which is advertised or otherwise  
29 held out to the public as such. "Ambulance" shall not mean a hearse or other funeral

1 home vehicle utilized for the transportation of the dead.

2 (2) "Ambulance service" or "ambulance provider" means any person, firm,  
3 association, or government entity owning, controlling, or operating any business or  
4 service which furnishes, operates, conducts, maintains, advertises, engages in,  
5 proposes to engage in, or professes to engage in the business or service of  
6 transporting, in ambulances, individuals who may need medical attention during  
7 transport. However, "ambulance service" and "ambulance provider" shall not include  
8 any of the following:

9 (a) An agency of the federal government.

10 (b) A volunteer nonprofit organization or municipal nonprofit organization  
11 operating an invalid coach or coaches.

12 (c) An entity rendering assistance to a licensed ambulance or ambulances in  
13 the case of a major disaster.

14 (d) A licensed hospital providing nonemergency, noncritical interhospital  
15 transfer and patient transportation for diagnostic and therapeutic purposes when such  
16 transportation originates at a licensed hospital.

17 (e) An entity operating an ambulance or ambulances from a location outside  
18 of the state to transport patients from a location outside of the state to a location  
19 inside the state or to transport a patient or patients from a medical facility inside of  
20 the state to a location outside of the state.

21 (f) An entity providing transportation to employees who become sick or  
22 injured during the course of their employment from a job site to the nearest  
23 appropriate medical facility.

24 (3) "Air ambulance" means any aircraft, either fixed-wing or rotary-winged,  
25 designed and operated as a part of a regular course of conduct or business to  
26 transport a sick or injured individual or which is advertised or otherwise held out to  
27 the public as such.

28 (3.1) "Air ambulance service" means any person, firm, association, or  
29 government entity owning, controlling, or operating any business or service which

1 furnishes, operates, conducts, maintains, advertises, engages in, proposes to engage  
 2 in, or professes to engage in the business or service of transporting, in air  
 3 ambulances, individuals who may need medical attention during transport.

4 (3.2) "Auto-injector" means a spring-loaded needle and syringe with a single  
 5 dose of epinephrine that will automatically release and inject the medicine.

6 (4) "Bureau" means the Department of Health and Hospitals, ~~office of public~~  
 7 ~~health~~, bureau of emergency medical services.

8 (5) ~~"Certified emergency medical technician" means an individual who is~~  
 9 ~~certified as any one of the following:~~ **"Licensed emergency medical services**  
 10 **practitioner"** means an individual who is a licensed emergency medical  
 11 **responder or who is nationally registered, who has successfully completed an**  
 12 **emergency medical services practitioner education program based on national**  
 13 **EMS education standards, and who is licensed as any one of the following:**

14 (a) A ~~certified~~ **licensed** emergency medical technician=~~basic~~.

15 (b) A ~~certified~~ **licensed** advanced emergency medical technician=  
 16 ~~intermediate~~.

17 (c) A ~~certified emergency medical technician~~=**licensed** paramedic.

18 (6) ~~"Certified emergency medical technician-basic" means an individual who~~  
 19 ~~has successfully completed an emergency medical technician-basic training program~~  
 20 ~~developed and promulgated by the United States Department of Transportation and~~  
 21 ~~adopted by the bureau, who is nationally registered, and who is certified by the~~  
 22 ~~bureau:~~

23 (7) ~~"Certified emergency medical technician-intermediate" means any~~  
 24 ~~individual who has successfully completed an emergency medical technician-~~  
 25 ~~intermediate training program developed and promulgated by the United States~~  
 26 ~~Department of Transportation and adopted by the bureau, who is nationally~~  
 27 ~~registered, and who is certified by the bureau:~~

28 (8) ~~"Certified emergency medical technician-paramedic" means any~~  
 29 ~~individual who has successfully completed an emergency medical technician-~~

1 ~~paramedic training program developed and promulgated by the United States~~  
2 ~~Department of Transportation and adopted by the bureau, who is nationally~~  
3 ~~registered, and who is certified by the bureau.~~

4 (9) ~~(6)~~ "Certified first responder" means any individual who has successfully  
5 completed a training course developed and promulgated by the United States  
6 Department of Transportation and adopted by the bureau and who is certified by the  
7 bureau. **"Licensed emergency medical responder" means any individual who has**  
8 **successfully completed an emergency medical responder education program**  
9 **based on National EMS Education Standards approved by the bureau and who**  
10 **is licensed by the bureau.**

11 ~~(10)~~ (7) "Commission" means the Louisiana Emergency Medical Services  
12 Certification Commission.

13 ~~(11)~~ (8) "Department" means the Department of Health and Hospitals.

14 ~~(12)~~ "Emergency medical personnel" or "emergency service person(s)" means  
15 individuals who are certified first responders or certified emergency medical  
16 technicians.

17 ~~(13)~~ (9) "Emergency medical response vehicle" means a marked emergency  
18 vehicle with fully visual and audible warning signals operated by a certified  
19 ambulance service, the primary purpose of which is to respond to the scene of a  
20 medical emergency to provide emergency medical stabilization or support, or  
21 command, control, and communications, but which is not an ambulance designed or  
22 intended for the purpose of transporting a victim from the scene to a medical facility  
23 regardless of its designation. Included are such vehicles referred to but not limited  
24 to the designation as "sprint car", "quick response vehicle", "special response  
25 vehicle", "triage trucks", "staff cars", "supervisor units", and other similar  
26 designations. Emergency medical response vehicles shall not include fire apparatus  
27 and law enforcement patrol vehicles which carry first aid or emergency medical  
28 supplies and which respond to medical emergencies as part of their routine duties.

29 ~~(14)~~ (10) "Emergency medical services" or "EMS" means a system that

1 represents the combined efforts of several professionals and agencies to provide  
2 prehospital emergency care to the sick and injured.

3 ~~(14.1) (11) "EMS professional" means an individual who is a certified first~~  
4 ~~responder or certified emergency medical technician. "EMS practitioner" means~~  
5 **an individual who is a licensed emergency medical responder, licensed**  
6 **emergency medical technician, licensed advanced emergency medical**  
7 **technician, or a licensed paramedic.**

8 ~~(15) (12) "EMS task force" means the Emergency Medical Services Task~~  
9 ~~Force, composed of individuals appointed by the assistant secretary of the office of~~  
10 ~~public health, subject to the approval of the secretary of the department, which~~  
11 ~~advises and makes recommendations to the office~~ **bureau of emergency medical**  
12 **services** and the department on matters related to emergency medical services.

13 ~~(16) "First aid certificate" means a certificate in the Emergency Response~~  
14 ~~Course issued by the American Red Cross or other certificate in a first aid course~~  
15 ~~approved by the bureau and issued to any individual who has successfully completed~~  
16 ~~the required training and met the established standards of such organizations.~~

17 ~~(17) (13) "Industrial ambulance" means any vehicle owned and operated by~~  
18 ~~an industrial facility and used for transporting any employee who becomes sick,~~  
19 ~~injured, or otherwise incapacitated in the course and scope of his employment from~~  
20 ~~a job site to an appropriate medical facility.~~

21 ~~(18) (14) "Moral turpitude" means an act of baseness, vileness, or depravity~~  
22 ~~in the duties which one person owes another, or to society in general, which is~~  
23 ~~contrary to the usual, accepted, and customary rule of right and duty which a person~~  
24 ~~should follow.~~

25 ~~(19) (15) "Municipal nonprofit organization" means an organization owned~~  
26 ~~by a parish, municipality, or entity of a parish or municipality which in its regular~~  
27 ~~course of business responds to a call for help and renders medical treatment and~~  
28 ~~whose attendants are emergency medical personnel, a registered nurse, or a~~  
29 ~~physician.~~

1                    ~~(20)~~ **(16)** "Physician" means a physician licensed to practice medicine by the  
2 Louisiana State Board of Medical Examiners.

3                    ~~(21)~~ **(17)** "Volunteer nonprofit organization" means an organization which  
4 in its regular course of business responds to a call for help and renders medical  
5 treatment and whose attendants are emergency medical personnel, a registered nurse,  
6 or a physician and which is chartered as a nonprofit organization under Section 501c  
7 of the United States Internal Revenue Code, as a volunteer fire department by the  
8 Louisiana state fire marshal's office, or as a nonprofit organization by the Louisiana  
9 secretary of state.

10                    **(18) "EMS medical director" means a physician licensed by the**  
11 **Louisiana State Board of Medical Examiners who has responsibility and**  
12 **authority to ensure quality of care and provide guidance for all medical aspects**  
13 **of EMS.**

14                    **(19) "National EMS education standards" means the document that**  
15 **outlines current nationally recognized EMS education standards, has been**  
16 **adopted by the bureau, and defines terminal objective for each nationally**  
17 **defined EMS licensing level.**

18 §1231.1. Emergency medical services program; cooperation of other state  
19 departments

20                    A. The department shall establish and maintain a program for the  
21 improvement and regulation of emergency medical services in the state. The  
22 responsibility for implementation and conduct of this program shall be vested in the  
23 ~~office of public health,~~ bureau of emergency medical services.

24     \*     \*     \*

25                    SUBPART B. EMERGENCY MEDICAL PERSONNEL

26 §1232. Emergency medical personnel training; certification

27                    A. The bureau shall promulgate rules and regulations in accordance with the  
28 Administrative Procedure Act for the following:

29                    (1) To define and authorize appropriate ~~functions and pre-certification and~~

1 ~~post-certification training programs for emergency medical personnel. All such~~  
 2 ~~training programs shall meet or exceed the performance requirements developed by~~  
 3 ~~the United States Department of Transportation.~~ **education programs based on**  
 4 **national EMS education standards for emergency medical services**  
 5 **practitioners. All such education programs shall meet or exceed national EMS**  
 6 **education standards.**

7 (2) To specify minimum operational requirements which will ~~assure~~ **ensure**  
 8 medical direction, supervision, and control over emergency medical services.

9 (3) To specify minimum ~~testing~~ **examination** and continuing education  
 10 requirements for all emergency medical ~~personnel~~ **services practitioners.**

11 (4) To provide for the issuance of ~~certificates and~~ **licenses,** renewals of  
 12 ~~certificates~~ **licenses, and requirements** for emergency medical ~~personnel~~ **services**  
 13 **practitioners.**

14 (5) ~~To specify initial certification and certification renewal requirements~~  
 15 ~~consistent with the National Registry of Emergency Medical Technicians for each~~  
 16 ~~level of emergency medical personnel.~~

17 (6) ~~(5)~~ To establish fees for ~~certification and certification~~ **license and license**  
 18 renewal.

19 B. An individual petitioning for ~~certification or certification~~ **license or**  
 20 **license** renewal as a ~~certified emergency medical technician or a certified first~~  
 21 ~~responder~~ **an emergency medical services practitioner** shall submit an application  
 22 to the bureau on forms provided by the bureau. The application shall be accompanied  
 23 by the appropriate fee.

24 \* \* \*

25 §1232.1. Fee schedule; fees for ~~certification~~ **license** prohibited

26 A.(1) The bureau shall not require or collect any fee or charges for  
 27 ~~certification or recertification~~ **license or license renewal** of emergency medical  
 28 ~~personnel~~ **services practitioners** who serve as such on a voluntary basis and who  
 29 receive no compensation of any kind for such services.



1 (2) The bureau shall not set the fee for ~~certification~~ **license** of an emergency  
 2 medical technician-~~basic~~ to exceed fifteen dollars for any individual who is an  
 3 employee or volunteer of the state of Louisiana or another public entity, a municipal  
 4 fire department, a fire protection district, a volunteer fire department, or a municipal  
 5 law enforcement agency who does not perform emergency medical services outside  
 6 of the individual's official governmental responsibilities for any form of  
 7 compensation.

8 (3) The bureau shall not set the fee for ~~recertification~~ **license renewal** of an  
 9 emergency medical technician-~~basic~~ to exceed ten dollars for any individual who is  
 10 an employee or volunteer of the state of Louisiana or another public entity, a  
 11 municipal fire department, a fire protection district, a volunteer fire department, or  
 12 a municipal law enforcement agency who does not perform emergency medical  
 13 services outside of the individual's official governmental responsibilities for any  
 14 form of compensation.

15 B. Except as provided in Subsection A of this Section, the bureau shall assess  
 16 fees for testing and certification based on the following schedule:

(1) Test fees:	Fee
(a) <del>First responder-</del> <b><u>Emergency medical responder</u></b> - written only	\$ 15.00
(b) <del>First responder-</del> <b><u>Emergency medical responder</u></b> - written only	
(out of state)	15.00
(c) <del>Basic</del> <b><u>Emergency medical technician</u></b> initial written & practical	60.00
(d) <del>Basic</del> <b><u>Emergency medical technician</u></b> entire practical exam	30.00
(e) <del>Basic</del> <b><u>Emergency medical technician</u></b> partial practical	15.00
(f) <del>Basic</del> <b><u>Emergency medical technician</u></b> testing/retesting-written only	15.00
(g) <del>Basic</del> <b><u>Emergency medical technician</u></b> testing/retesting-written only	
(out of state)	15.00
(h) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> initial	
written & practical	75.00
(i) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> initial written	

1	& practical (out of state)	100.00
2	(j) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> retest entire	
3	practical	50.00
4	(k) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> retest entire	
5	practical (out of state)	65.00
6	(l) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> retest partial	
7	practical	30.00
8	(m) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> retest partial	
9	practical (out of state)	30.00
10	(n) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> testing/retesting-	
11	written only (exam only)	15.00
12	(o) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b> testing/retesting-	
13	written only (exam only) (out of state)	15.00
14	(p) Paramedic initial written & practical	90.00
15	(q) Paramedic initial written & practical (out of state)	125.00
16	(r) Paramedic retesting-entire practical	60.00
17	(s) Paramedic retesting-entire practical (out of state)	75.00
18	(t) Paramedic retesting-partial practical	35.00
19	(u) Paramedic retesting-partial practical (out of state)	40.00
20	(v) Paramedic testing/retesting written	15.00
21	(w) Paramedic testing/retesting written (out of state)	15.00
22	(2) Certification fees	
23	(a) <del>First responder</del> <b><u>Emergency medical responder</u></b>	10.00
24	(b) <del>Basic EMT</del> <b><u>Emergency medical technician</u></b>	30.00
25	(c) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b>	40.00
26	(d) Paramedic	50.00
27	(3) Recertification	
28	(a) <del>First responder</del> <b><u>Emergency medical responder</u></b>	5.00
29	(b) <del>Basic EMT</del> <b><u>Emergency medical technician</u></b>	25.00

1	(c) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b>	35.00
2	(d) Paramedic	45.00
3	(4) Reciprocity	
4	(a) <del>Basic EMT</del> <b><u>Emergency medical technician</u></b>	60.00
5	(b) <del>Intermediate</del> <b><u>Advanced emergency medical technician</u></b>	80.00
6	(c) Paramedic	100.00

7 \* \* \*

8 §1232.2. Louisiana Emergency Medical Services Certification Commission;  
9 creation; membership; qualifications; terms; vacancies; meetings;  
10 officers; compensation; domicile

11 \* \* \*

12 B.(1) The commission shall be composed of eleven voting members  
13 appointed by the governor as follows:

14 \* \* \*

15 (b) Two ~~certified emergency medical technician-~~ **licensed** paramedics and  
16 one **licensed** emergency medical technician-~~basic~~ who are ~~certified~~ **approved** as  
17 emergency medical services ~~instructors~~ **educators** by the bureau. ~~Until November~~  
18 ~~6, 2011, or the member's resignation from the commission, whichever is earlier, at~~  
19 ~~least one of the members as provided in this Subparagraph shall be a full-time~~  
20 ~~employee of a fire department. After November 6, 2011, or the member's resignation~~  
21 ~~from the commission, at~~ **At** least one of the members as provided in this  
22 Subparagraph shall be appointed by the Louisiana Fire Chiefs Association.

23 \* \* \*

24 (d) One member who is, at a minimum, a state-certified emergency medical  
25 technician-~~basic~~ nominated by the Louisiana Municipal Association.

26 \* \* \*

27 (2) The commission shall also have one ~~non~~voting member appointed by the  
28 governor who is a registered nurse and who is a state-~~certified~~ **licensed** paramedic  
29 to be nominated by the Louisiana State Nurses Association from a list of two names

1 submitted by the Louisiana Emergency Nurses Association.

2 \* \* \*

3 G.(+) Subsequent to the appointment of the initial members, the voting  
4 members shall be appointed from a list of two nominees for each appointment  
5 submitted by the task force. No later than thirty days prior to the termination date of  
6 a member's term, the task force ~~or, for the nonvoting member, the Louisiana State~~  
7 ~~Nurses Association,~~ shall submit a list of nominees to the governor. If the Louisiana  
8 State Nurses Association or the task force fails to submit the required list of  
9 nominees to the governor within thirty days, the governor shall appoint the  
10 respective member to fill the vacancy without the nomination list required.

11 ~~(2) A vacancy on the commission prior to the expiration of a term shall be~~  
12 ~~filled for the remainder of the term. No later than thirty days after the occurrence of~~  
13 ~~a vacancy prior to the expiration of a term, the task force or, for the nonvoting~~  
14 ~~member, the Louisiana State Nurses Association, shall submit a list of nominees to~~  
15 ~~the governor. If the Louisiana State Nurses Association or the task force fails to~~  
16 ~~submit the required list of nominees to the governor within thirty days, the governor~~  
17 ~~shall appoint the respective member to fill the vacancy without the nomination list~~  
18 ~~required.~~

19 \* \* \*

20 §1232.3. Powers and duties of the commission; exceptions

21 A. The commission shall:

22 (1) Recommend to the bureau requirements and ~~standards of practice~~ **scope**  
23 **of practice** for individuals seeking to be certified under this Subpart.

24 (2) Approve requirements and ~~standards of practice~~ **scope of practice**  
25 submitted by the bureau for emergency medical ~~personnel~~ **services practitioners**  
26 consistent with this Subpart.

27 (3) Recommend continuing education requirements and standards to the  
28 bureau in accordance with criteria established by the National Registry of  
29 Emergency Medical Technicians for individuals seeking to renew a ~~certificate~~

1 license.

2 \* \* \*

3 B. Except as they relate to scope of practice or patient care issues, Paragraphs  
 4 (A)(4), (5), and (6) of this Section shall not apply to anyone who is a volunteer of or  
 5 employed by the state of Louisiana or another public entity, a municipal fire  
 6 department, a fire protection district, or a volunteer fire department who has  
 7 successfully completed ~~an emergency medical technician-basic, emergency medical~~  
 8 ~~technician-intermediate, emergency medical technician-paramedic, or first responder~~  
 9 ~~training program developed and promulgated by the United States Department of~~  
 10 ~~Transportation~~ **an education program based on national EMS education**  
 11 **standards** and who possesses a current national ~~and state~~ certification **and state**  
 12 **license**, until the commission has forwarded the nonmedical practice complaint to  
 13 the local governing body and received a response with investigative results and any  
 14 disciplinary disposition. In the event that the local governing body does not send a  
 15 response or request for extension to the commission within sixty days after receipt  
 16 of the complaint, the commission may proceed with the powers and duties as defined  
 17 in Subsection A of this Section. Notwithstanding any law to the contrary, in the event  
 18 the commission determines by a two-thirds vote of the membership of the  
 19 commission that public health and safety would be jeopardized by waiting for a  
 20 response from the local governing authority, the commission shall have the right to  
 21 exercise its powers and duties as provided in Subsection A of this Section without  
 22 receipt of an investigative report from the local governing authority or the expiration  
 23 of the sixty-day period as provided in this Subsection.

24 §1232.4. Powers and duties of the bureau

25 The bureau shall:

26 (1) Issue a ~~certificate~~ **license** and renew a ~~certificate~~ **license** to any duly  
 27 qualified applicant for ~~certification or for certification~~ **license and license** renewal  
 28 as a ~~a certified first responder or certified emergency medical technician.~~ **an**  
 29 **emergency medical services practitioner.**

\* \* \*

(3) Adopt requirements and ~~standards of practice~~ **scope of practice** approved by the commission for emergency medical ~~personnel~~ **services practitioners**.

\* \* \*

(5) Deny, withhold, revoke, restrict, probate, or suspend a ~~certificate~~ **license** as directed by the commission under the provisions of R.S. 40:1232.6.

\* \* \*

**(10) Adopt and amend the title and the definition of licensed emergency medical services practitioners.**

§1232.5. ~~Certification~~ **License**; requirements; renewal

A. Applicants for initial ~~certification~~ **license** as emergency ~~personnel~~ **medical services practitioners** shall submit the following evidence to the bureau:

(1) Completion of the required approved educational program.

(2) Documentation that the applicant meets the qualifications and requirements as established by the bureau.

B. In lieu of the evidence required by Subsection A of this Section, an applicant may submit evidence that he has been duly licensed or certified in another state, territory, or country or has received military training and certification or license as emergency medical ~~personnel~~ **services practitioner** as defined in R.S. 40:1231, and meets the qualifications and requirements established by the bureau.

C.(1) The ~~certificate~~ **license** shall be renewed every two years provided the applicant seeking renewal completes the application and meets the requirements for renewal established by the bureau prior to the expiration date on his current ~~certificate~~ **license**.

(2) An individual whose ~~certificate~~ **license** expires by his failure to renew as provided may be reinstated provided the applicant submits a completed application and meets any additional requirements established by the bureau for an individual who has failed to timely renew his ~~certificate~~ **license**.

§1232.6. Grounds for disciplinary proceedings

1           The commission may discipline emergency medical services ~~professionals~~  
 2           **practitioners** by directing the bureau to deny, withhold, revoke, restrict, probate, or  
 3           suspend a ~~certificate~~ **license** to practice as a ~~certified emergency medical technician~~  
 4           ~~or certified first responder~~ **an emergency medical services practitioner**, impose  
 5           fines and assess costs, or otherwise discipline an **emergency medical services**  
 6           **practitioner**, and the commission may direct the bureau to limit, restrict, or deny a  
 7           student EMS ~~professional~~ **emergency medical services practitioner** from entering  
 8           or continuing the clinical phase of EMS education for the following causes:

9           (1) Conviction of selling or attempting to sell, falsely obtaining, or furnishing  
 10          to a person a ~~certified emergency medical technician or certified first responder~~  
 11          certification **licensed emergency medical services practitioner** document.

12          (2) Conviction of a crime or offense which reflects the inability of **an**  
 13          **emergency medical services practitioner** to provide emergency medical services  
 14          with due regard for the health and safety of clients or patients or enters a plea of  
 15          guilty or nolo contendere to a criminal charge regardless of final disposition of the  
 16          criminal proceeding, including but not limited to expungement or nonadjudication.

17   \*           \*           \*

18          (12) Has had a certification or license to practice as an ~~EMS professional~~  
 19          **emergency medical services practitioner** or to practice as another health care  
 20          provider denied, revoked, suspended, or otherwise restricted.

21   \*           \*           \*

22          **(15) Intentional falsification of any document related to license,**  
 23          **emergency medical services education, or related to the care of the patient.**

24          §1232.7. Hearings of the commission; appeal of decision

25   \*           \*           \*

26          D. Notice of the commission's decision to revoke, restrict, suspend, or deny  
 27          a ~~certificate~~ **license** shall be sent to the individual under investigation by registered  
 28          mail, return receipt requested, at his last known address as it appears on the records  
 29          of the bureau.

1 E. An individual whose ~~certification~~ **license** has been revoked, restricted,  
 2 suspended, placed in probation, or denied may have the proceedings of the  
 3 commission reviewed by a court of competent jurisdiction, provided that an appeal  
 4 is made no later than thirty days after the date indicated on the registered mail receipt  
 5 of the notice required by Subsection D of this Section. The decision of the  
 6 commission shall remain in force until an appeal is granted unless the court orders  
 7 a stay. If an appeal is granted, the decision of the commission shall be suspended  
 8 until a final disposition of the matter is ultimately rendered by the court affirming the  
 9 decision of the commission.

10 \* \* \*

11 §1232.9. Violations

12 No person or individual shall engage in any of the following activities:

13 (1) Sell, or attempt to sell, falsely obtain, or furnish to any person any  
 14 emergency medical ~~personnel~~ **services practitioner** diploma, ~~certification~~ **license**  
 15 document, or record, or aid or abet therein.

16 (2) Practice as a ~~certified~~ **an** emergency medical ~~technician or certified first~~  
 17 ~~responder~~ **services practitioner** under any diploma or certificate illegally obtained  
 18 or signed or issued unlawfully.

19 (3) Practice as a ~~certified~~ **an** emergency medical ~~technician or certified first~~  
 20 ~~responder~~ **services practitioner** unless ~~certified~~ **licensed** to do so under the  
 21 provisions of this Subpart.

22 (4) Use in connection with his name any designation tending to imply that  
 23 he is a ~~certified~~ **an** emergency medical ~~technician or certified first responder~~ **services**  
 24 **practitioner** unless duly authorized to practice under the provisions of this Subpart.

25 (5) Practice as a ~~certified~~ **an** emergency medical ~~technician or certified first~~  
 26 ~~responder~~ **services practitioner** during the time the ~~certification~~ **license** issued under  
 27 the provisions of this Subpart is suspended or revoked.

28 (6) Practice as a ~~certified~~ **an** emergency medical ~~technician or certified first~~  
 29 ~~responder~~ **services practitioner** during the time his ~~certification~~ **license** has lapsed



1 by reason of his intentional failure to renew the ~~certification~~ license.

2 (7) Conduct or serve as an ~~assistant instructor~~ educator in conducting any  
3 course claiming to prepare students for ~~certification~~ license as emergency medical  
4 ~~personnel~~ services practitioner under the provisions of this Subpart, unless both the  
5 course and the ~~instructor~~ educator have been approved by the bureau.

6 (8) Knowingly aid or abet another person in the violation of this Subpart.

7 \* \* \*

8 §1232.11. Exceptions

9 This Subpart shall not apply to the practice of emergency medical services  
10 by a legally qualified emergency medical ~~technician~~ services practitioner who is  
11 employed by the United States government, or by any bureau, division, or agency  
12 thereof, while in the discharge of his official duties.

13 \* \* \*

14 §1233. Civil immunity

15 A.(1) Any emergency medical ~~person-certified~~ services practitioner  
16 pursuant to the provisions of this Subpart who renders emergency medical care to an  
17 individual while in the performance of his medical duties and following the  
18 instructions of a physician shall not be individually liable to such an individual for  
19 civil damages as a result of acts or omissions in rendering the emergency medical  
20 care, except for acts or omissions intentionally designed to harm, or for grossly  
21 negligent acts or omissions which result in harm to such an individual. Nothing  
22 herein shall relieve the driver of the emergency vehicle from liability arising from  
23 the operation or use of such vehicle.

24 (2) The immunity granted to emergency medical ~~personnel~~ services  
25 practitioners by the provisions of this Subpart shall extend to parish governing  
26 authorities, police departments, sheriffs' offices, fire departments, or other public  
27 agencies engaged in rendering emergency medical services and its insurers with  
28 respect to such emergency medical services unless the emergency medical ~~personnel~~  
29 services practitioner employed by such agencies would be personally liable under

1 the provisions of Paragraph (1) of this Subsection.

2 B. Any physician who provides instructions to any emergency medical  
3 ~~personnel~~ **services practitioner** by use of electronic or other means of transmission  
4 in connection with the rendering of emergency medical services to an individual  
5 shall not be liable unto such ~~personnel~~ **practitioner** or to an individual or both for  
6 civil damages arising from his opinion, judgments, actions, or duties, except for acts  
7 or omissions intentionally designed to harm, or for grossly negligent acts or  
8 omissions which result in harm to the individual, while exercising that degree of skill  
9 and care ordinarily employed by members of his profession in good standing.

10 C. No hospital facility which allows the use of telemetry or other equipment  
11 to maintain contact between a ~~certified emergency medical technician~~ **an emergency**  
12 **medical services practitioner** and a physician shall be liable for any civil damages  
13 arising out of the use of such equipment except for acts or omissions by hospital  
14 personnel that are grossly negligent which result in harm to an individual.

15 D. No registered nurse, ~~certified emergency medical technician~~ **licensed**  
16 **emergency medical services practitioner**, or other health professional licensed in  
17 Louisiana who supervises, instructs, or trains emergency medical ~~personnel~~ **services**  
18 **practitioners** in accordance with curricula developed or adopted by the bureau shall  
19 be liable for any civil damages arising out of the actions or negligence of the  
20 emergency medical personnel whom he supervised, ~~instructed~~ **educated**, or trained.

21 E. There shall be no cause of action or civil liability, and no ~~certificate~~  
22 **license** holder or applicant shall have any cause of action or any claim for damages  
23 against any individual, person, or institution providing information to the  
24 commission or its agents or employees when that individual, person, or institution  
25 acts without malice and when there is a reasonable belief that such information is  
26 accurate.

27 §1234. Duties of emergency medical personnel

28 A.(1) A ~~certified~~ **licensed** emergency medical ~~technician~~-~~basic~~ **services**  
29 **practitioner** may perform any of the following functions:

1 (a) ~~Rescue, first aid, resuscitation, and other services~~ **Services, treatment,**  
 2 **and procedures consistent with national EMS education standards that have**  
 3 **been approved and adopted by the bureau, and** to the extent that he has been  
 4 trained to perform such services under the provisions of the National Standard EMT-  
 5 Basic training curriculum developed and promulgated by the United States  
 6 Department of Transportation that are adopted by the bureau.

7 (b) ~~When authorized by medical direction, an emergency medical technician-~~  
 8 ~~basic or an emergency medical technician-intermediate may administer or aid the~~  
 9 ~~patient in the administration of a dose of epinephrine from an auto-injector to treat~~  
 10 ~~allergic reaction and anaphylaxis.~~ **Administration of other drugs or procedures**  
 11 **for which the licensed emergency medical services practitioner has received**  
 12 **training, license, and approval by the commission and which may be considered**  
 13 **necessary by the ordering physician.**

14 (c) ~~Services which may be performed by a certified emergency medical~~  
 15 ~~technician-intermediate as provided in Subsection B of this Section, but only while~~  
 16 ~~he is enrolled in good standing in an approved emergency medical technician-~~  
 17 ~~intermediate clinical or field internship program and while he is under the direct~~  
 18 ~~supervision of a physician, registered nurse, certified emergency~~  
 19 ~~technician-paramedic, or other preceptor approved by the bureau.~~

20 (d) ~~Services which may be performed by a certified emergency medical~~  
 21 ~~technician-paramedic, as provided in Subsection C of this Section, but only while he~~  
 22 ~~is enrolled in good standing in an approved emergency medical technician-paramedic~~  
 23 ~~clinical or field internship program and while he is under the direct supervision of~~  
 24 ~~a physician, registered nurse, certified emergency technician-paramedic, or other~~  
 25 ~~preceptor approved by the bureau.~~

26 (2) The functions authorized by Paragraph (1) of this Subsection may be  
 27 performed by the certified **licensed** emergency medical ~~technician-basic~~ **services**  
 28 **practitioner** under any of the following conditions:

29 (a) ~~While~~ **while** he is **caring for a patient or** at the scene of a medical or

1 other emergency where voice contact is established with a physician and under the  
2 physician's order; **or under a protocol that has been approved by the local parish**  
3 **medical society or the emergency medical services practitioner's medical**  
4 **director, until voice communication with the physician is established.**

5 ~~(b) While he is at the scene of a life threatening emergency and under a~~  
6 ~~protocol that has been approved by the local parish medical society, or its designee,~~  
7 ~~until voice communication with the physician is established at the earliest possible~~  
8 ~~time.~~

9 ~~B.(1) A certified emergency medical technician-intermediate may perform~~  
10 ~~any of the following functions~~ **An emergency medical services practitioner**  
11 **student may, while he is enrolled in good standing in a state approved clinical**  
12 **or field internship program under the direct supervision of a physician,**  
13 **registered nurse, paramedic, or other preceptor recognized by the bureau:**

14 ~~(a)(1) Any services to the extent that he has been trained to perform such~~  
15 ~~services under the provisions of the National Standard EMT-Intermediate training~~  
16 ~~curriculum developed and promulgated by the United States Department of~~  
17 ~~Transportation that are adopted by the bureau~~ **Perform services, treatments, and**  
18 **procedures consistent with national EMS education standards that have been**  
19 **approved and adopted by the bureau, and to the extent that he has been trained**  
20 **to perform such services.**

21 ~~(b) Services which may be performed by a certified emergency medical~~  
22 ~~technician-paramedic, as provided in Subsection C of this Section, but only while he~~  
23 ~~is enrolled in good standing in an approved emergency medical technician-paramedic~~  
24 ~~clinical or field internship program and while under the direct supervision of a~~  
25 ~~physician, registered nurse, certified emergency technician-paramedic, or other~~  
26 ~~preceptor approved by the bureau.~~

27 ~~(2) The functions authorized by Paragraph (1) of this Subsection may be~~  
28 ~~performed by the certified emergency medical technician-intermediate under any of~~  
29 ~~the following conditions:~~

1           ~~(a) While caring for a patient in a participating hospital under the direct~~  
2 ~~supervision of a physician.~~

3           ~~(b) While he is at the scene of a medical or other emergency where voice~~  
4 ~~contact is established with a physician and under the physician's orders.~~

5           ~~(c) While he is at the scene of a life threatening emergency and under a~~  
6 ~~protocol that has been approved by the local parish medical society, or its designee,~~  
7 ~~until voice communication with the physician is established at the earliest possible~~  
8 ~~time.~~

9           ~~C.(1) A certified emergency medical technician-paramedic may perform any~~  
10 ~~of the following functions:~~

11           ~~(a) Any services to the extent that he has been trained to perform such service~~  
12 ~~under the provisions of the National Standard EMT-Paramedic training curriculum~~  
13 ~~developed and promulgated by the United States Department of Transportation that~~  
14 ~~are adopted by the bureau.~~

15           ~~(b) Administration of other drugs or procedures for which the certified~~  
16 ~~emergency medical technician-paramedic has received training, certification, and~~  
17 ~~approval by the commission and which may be considered necessary by the ordering~~  
18 ~~physician.~~

19           ~~(2) The functions authorized by Paragraph (1) of this Subsection may be~~  
20 ~~performed by a certified emergency medical technician-paramedic under any of the~~  
21 ~~following conditions:~~

22           ~~(a) While his caring for a patient in a participating hospital under the direct~~  
23 ~~supervision of a physician.~~

24           ~~(b) While he is at the scene of a medical or other emergency where voice~~  
25 ~~contact is established with a physician and under the physician's orders.~~

26           ~~(c) While he is at the scene of a life threatening emergency and under a~~  
27 ~~protocol that has been approved by the local parish medical society, or its designee,~~  
28 ~~until voice communication with the physician is established at the earliest possible~~  
29 ~~time.~~

1 ~~D. A certified first responder may perform any of the following functions:~~

2 ~~(1) Rescue, first aid, resuscitation, and other services to the extent that he has~~  
 3 ~~been trained to perform such services under the provisions of the first responder~~  
 4 ~~training curriculum developed and adopted by the bureau.~~

5 (2) ~~Administration of~~ **Administer** automated cardiac defibrillation in  
 6 accordance with rules and regulations promulgated by the bureau in accordance with  
 7 the Administrative Procedure Act and a protocol that shall be approved by the local  
 8 parish medical society, or its designee, and the local physician medical director.

9 ~~EC.(1)~~ In a case of a life-threatening situation as determined by a ~~certified~~  
 10 **licensed** emergency medical ~~technician-intermediate or an emergency medical~~  
 11 ~~technician-paramedic~~ **services practitioner**, when voice contact with a physician ~~or~~  
 12 ~~when telemetered electrocardiogram communication~~ is delayed, not possible, or  
 13 when the delay in treatment could endanger the life of the patient, such a person may  
 14 render services, in accordance with a protocol that shall be established by the  
 15 emergency medical services committee or the executive committee of the parish or  
 16 component medical society, or its designee, until voice ~~or telemetered~~  
 17 ~~electrocardiogram~~ communication can be established at the earliest possible time.

18 ~~(2) Such services may be rendered for the following conditions:~~

19 ~~(a) Cardiac arrest.~~

20 ~~(b) Ventricular tachycardia.~~

21 ~~(c) Supraventricular tachycardia.~~

22 ~~(d) Premature ventricular ectopy when greater than six per minute,~~  
 23 ~~multifocal, bigeminal, occurring in bursts of two or more, falling on or close to the~~  
 24 ~~T wave.~~

25 ~~(e) Severe, unrelieved, suspected cardiogenic chest pain, or suspected~~  
 26 ~~myocardial infarction.~~

27 ~~(f) Bradydysrhythmias.~~

28 ~~(g) Hypoglycemia.~~

29 ~~(h) Anaphylactic reactions.~~

1           ~~(i) Hypovolemic shock.~~

2           ~~(j) Unconsciousness, altered mental status, or respiratory depression from~~  
3 ~~suspected drug overdose.~~

4           ~~(k) Treatment induced unconsciousness, altered mental status, hypotension,~~  
5 ~~or respiratory depression from physician ordered or protocol appropriate paramedic~~  
6 ~~administered narcotics.~~

7           ~~(l) Respiratory failure or respiratory arrest.~~

8           ~~(m) Active seizure.~~

9           ~~(3) Nothing in this Subsection shall be construed to authorize a certified~~  
10 ~~emergency medical technician-paramedic to administer any Schedule II narcotic~~  
11 ~~without a direct order by a physician licensed to practice medicine by the Louisiana~~  
12 ~~State Board of Medical Examiners or in accordance with an approved protocol~~  
13 ~~adopted pursuant to Subsection E(1) and (2).~~

14           ~~F.(1) The bureau shall adopt rules and regulations to allow emergency~~  
15 ~~medical personnel to institute a program for the delivery of automated cardiac~~  
16 ~~defibrillation in the pre-hospital setting.~~

17           ~~(2) The bureau shall adopt rules and regulations for training to allow all~~  
18 ~~levels of certified medical technicians to carry and administer epinephrine by auto-~~  
19 ~~injectors to patients experiencing allergic reactions or anaphylaxis.~~

20           ~~**GD.** Any individual, **training education** organization, organization, or other~~  
21 ~~entity violating the provisions of this Section shall be guilty of a misdemeanor,~~  
22 ~~conviction of which shall subject the offender to a fine of not less than five hundred~~  
23 ~~dollars nor more than one thousand dollars for each separate offense.~~

24           ~~**HE.** In the event that there is no organized or functional local parish medical~~  
25 ~~society in a parish of the state, the provisions of this Section which require the~~  
26 ~~approval of an emergency medical service protocol by the local parish medical~~  
27 ~~society or its designee may be performed by a parish or multiparish medical society~~  
28 ~~which is adjacent or contiguous to the parish without an organized or functional local~~  
29 ~~parish medical society. In the absence of such adjacent or contiguous parish or~~

1 multiparish medical society, the district medical society shall approve an emergency  
 2 medical service protocol for the parish without an organized or functional local  
 3 parish medical society. In the event the district medical society does not approve an  
 4 emergency medical service protocol for the parish without an organized or functional  
 5 local parish medical society, the disaster and emergency medical services committee  
 6 of the Louisiana State Medical Society shall approve an emergency medical service  
 7 protocol for the parish without an organized or functional local parish medical  
 8 society.

9 **F.** The department shall promulgate rules and regulations establishing basic  
 10 guidelines for statewide emergency medical service protocols. Such rules and  
 11 regulations shall be based on the recommendations of the Louisiana State Medical  
 12 Society's disaster and emergency medical services committee, which shall serve as  
 13 an advisory committee to the department for this purpose.

14 \* \* \*

15 SUBPART C. EMERGENCY MEDICAL TRANSPORTATION

16 §1235. Qualifications to operate ambulances; equipment; penalty

17 A.(1) No person or individual shall conduct, maintain, or operate an  
 18 ambulance on any street, alley, or public way or place in the state unless the  
 19 ambulance is staffed with a minimum of two persons, one of whom shall be a  
 20 ~~certified~~ **licensed** emergency medical technician.

21 (2)(a) No person or individual shall provide services in any capacity on any  
 22 ambulance unless he is a ~~certified first responder, a certified emergency medical~~  
 23 ~~technician,~~ **licensed emergency medical responder, a licensed emergency medical**  
 24 **technician, a licensed advance emergency medical technician, a licensed**  
 25 **paramedic, a licensed respiratory therapist, a licensed nurse practitioner, a**  
 26 **licensed physician assistant, a licensed occupational therapist,** a licensed  
 27 registered or practical nurse, or a physician.

28 \* \* \*

29 (c) No individual shall provide services in any capacity on any ambulance



1 ~~unless he holds a cardiopulmonary resuscitation provider card issued by the~~  
 2 ~~American Heart Association or the American Red Cross~~ **without holding an**  
 3 **American Heart Association Health Care Provider, or American Red Cross**  
 4 **Professional Rescuer, or the equivalent cardio-pulmonary resuscitation**  
 5 **certification that has been approved by the Ambulance Standards Committee.**

6 (d) No individual shall transport any ill or injured person by ambulance  
 7 unless the sick or injured person is attended by a ~~certified emergency medical~~  
 8 ~~technician~~ **licensed emergency medical technician, a licensed advance emergency**  
 9 **medical technician, a licensed paramedic,** a registered nurse, or a physician in the  
 10 patient compartment.

11 \* \* \*

12 §1235.1. Qualifications to operate emergency medical response vehicles; vehicle  
 13 requirements; equipment; penalties

14 A.(1) No person shall conduct, maintain, or operate an emergency medical  
 15 response vehicle as an emergency vehicle on any street, alley, or public way or place  
 16 in the state unless the vehicle is staffed with at least one individual who is a  
 17 ~~Louisiana state-certified nationally registered~~ **licensed** emergency medical technician  
 18 **responder.**

19 (2) No person shall provide services in any capacity on an emergency  
 20 medical response vehicle unless he is ~~the holder of a certification by the Department~~  
 21 ~~of Health and Hospitals or its agent as a first responder; or a certification of an~~  
 22 ~~emergency medical technician issued by the National Registry of Emergency~~  
 23 ~~Medical Technicians~~ **at least a licensed emergency medical responder;** or a  
 24 **holder of a** certificate of licensure as a registered nurse or licensed practical nurse;,  
 25 or is a physician or surgeon licensed to practice medicine by the Louisiana State  
 26 Board of Medical Examiners, **a licensed respiratory therapist, a licensed nurse**  
 27 **practitioner, a licensed physician assistant, or a licensed occupational therapist.**

28 No person shall provide services in any capacity **on these vehicles** without holding  
 29 a ~~valid certification of cardiopulmonary resuscitation issued by the American~~

1 ~~National Red Cross or the American Heart Association~~ **an American Heart**  
2 **Association Health Care Provider, or American Red Cross Professional**  
3 **Rescuer, or the equivalent cardio-pulmonary resuscitation certification that has**  
4 **been approved by the Ambulance Standards Committee.**

5 \* \* \*

6 §1236. Advanced emergency medical technicians

7 In addition to the requirements of R.S. 40:1235, any hospital, ancillary  
8 medical facility, or ambulance service, whether public or private, may conduct a  
9 program utilizing any ~~certified~~ emergency medical ~~technician-intermediate or~~  
10 ~~certified emergency medical technician-paramedic~~ **services practitioner** to  
11 supervise and direct the delivery of emergency medical care to the sick and injured  
12 at the scene of an emergency during transport to a hospital, while in the hospital  
13 emergency department, and until care responsibility is assumed by the regular  
14 hospital staff.

15 \* \* \*

16 §1236.13. Persons in possession of AED's; training, testing, and notification  
17 requirements; manufacturer responsibility; possession required

18 \* \* \*

19 B. Any person or entity that possesses an AED shall notify the bureau of  
20 emergency medical services ~~in the office of public health~~ of the Department of  
21 Health and Hospitals and a local provider of emergency medical services, such as  
22 911 service, local ambulance service, or the fire department of the acquisition,  
23 location, and type of AED.

24 \* \* \*

25 F. The ~~office of public health within the~~ Department of Health and Hospitals;  
26 ~~through its center for community health, emergency medical services~~ shall  
27 promulgate all necessary rules and regulations to implement the provisions of  
28 Subsections D and E of this Section. Such rules and regulations shall, at a minimum,  
29 provide for compliance, enforcement, and penalties.

\* \* \*

§1299.58.2. Definitions

As used in this Part, the following words shall have the meanings ascribed to them unless the context clearly states otherwise:

\* \* \*

(4) ~~"Certified first responder" means any person who has successfully completed a training course developed and promulgated by the United States Department of Transportation and adopted by the bureau of emergency medical services of the Department of Health and Hospitals and who is certified by the bureau.~~ **"Licensed emergency medical responder" means any individual who has successfully completed an emergency medical responder education program based on National EMS Education Standards and adopted by the bureau of emergency medical services of the Department of Health and Hospitals and who is licensed by the bureau.**

\* \* \*

§1299.64.2. Definitions

As used in this Part, the following terms shall have the meanings ascribed to them unless the context clearly states otherwise:

\* \* \*

(3) ~~"Certified first responder" means any person who has successfully completed a training course developed and promulgated by the United States Department of Transportation and adopted by the bureau of emergency medical services of the Department of Health and Hospitals and who is certified by the bureau.~~ **"Licensed emergency medical responder" means any individual who has successfully completed an emergency medical responder education program based on National EMS Education Standards and adopted by the bureau of emergency medical services of the Department of Health and Hospitals and who is licensed by the bureau.**

\* \* \*

1 Section 3. R.S. 40:1236.3 is hereby repealed.

2 Section 4. This Act shall become effective upon signature by the governor or, if not  
3 signed by the governor, upon expiration of the time for bills to become law without signature  
4 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If  
5 vetoed by the governor and subsequently approved by the legislature, this Act shall become  
6 effective on the day following such approval.

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The original instrument was prepared by Christopher D. Adams. The following digest, which does not constitute a part of the legislative instrument, was prepared by Tammy Crain-Waldrop.

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#### DIGEST

Buffington (SB 500)

Proposed law implements suggestions developed from the emergency medical services professional working group created by SCR 40 of the 2011 Regular Session.

Proposed law makes changes within the present law to address the federally required changes governing emergency medical services.

Present law provides for the duties of emergency personnel. Proposed law clarifies these duties with respect to the administration of drugs or procedures by the licensed emergency medical services practitioner. Further, proposed law provides for qualifying emergency medical services practitioner students to perform specific functions.

Present law provides for the duties of emergency medical services practitioners when a life-threatening situation is present and communication with a physician is not possible, and present law provides for service by emergency medical services practitioners for specific medical conditions.

Proposed law provides when a life-threatening situation is present and communication with a physician is not possible, the emergency medical services practitioners may render service in accordance with an established protocol, and the proposed law removes the specific list of medical conditions.

Proposed law provides for additional health care professionals who may provide services on an ambulance to include licensed respiratory therapist, a licensed nurse practitioner, a licensed physician assistant, or a licensed occupational therapist.

Proposed law provides for additional health care professionals who may attend to a patient on an ambulance to include licensed respiratory therapist, a licensed nurse practitioner, a licensed physician assistant, or a licensed occupational therapist.

Effective upon signature of the governor or lapse of time for gubernatorial action.

(Amends R.S. 36:919.4 and R.S. 40:1231, 1231.1(A), 1232(A) and (B), 1232.1(A) and (B), 1232.2(B)(1)(b) and (d), (B)(2), and (G), 1232.3(A)(1) through (3) and (B), 1232.4(1), (3), and (5), 1232.5, 1232.6 (intro para), 1232.6(1), (2), and (12), 1232.7(D) and (E), 1232.9, 1232.11, 1233, 1234, 1235(A)(1), (2)(a), (c), and (d), 1235.1(A), 1236, 1236.13(B) and (F), 1299.58.2(4), and 1299.64.2(3); adds R.S. 40:1232.4(10) and 1232.6(15); repeals R.S. 40:1236.3)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Health and Welfare to the original bill.

1. Provides for additional health care professionals who may provide services on an ambulance to include licensed respiratory therapist, a licensed nurse practitioner, a licensed physician assistant, or a licensed occupational therapist.
2. Provides for additional health care professionals who may attend to a patient on an ambulance to include licensed respiratory therapist, a licensed nurse practitioner, a licensed physician assistant, or a licensed occupational therapist.
3. Technical changes.

Senate Floor Amendments to engrossed bill

1. Removes provision that until November 6, 2011, or a resignation from the commission, whichever is earlier, at least one member shall be a full-time employee of a fire department.
2. Technical changes.