

1 ENGROSSED HOUSE
2 BILL NO. 2760

By: Osborn (Leslie) of the
House

3 and

4 Bice of the Senate

5
6
7 [public health - Oklahoma Emergency Response Systems
8 Development Act -
9 emergency]

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12 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

13 SECTION 1. AMENDATORY 63 O.S. 2011, Section 1-2503, as
14 last amended by Section 1, Chapter 30, O.S.L. 2017 (63 O.S. Supp.
15 2017, Section 1-2503), is amended to read as follows:

16 Section 1-2503. As used in the Oklahoma Emergency Response
17 Systems Development Act:

18 1. "Ambulance" means any ground, air or water vehicle which is
19 or should be approved by the Commissioner of Health, designed and
20 equipped to transport a patient or patients and to provide
21 appropriate on-scene and en route patient stabilization and care as
22 required. Vehicles used as ambulances shall meet such standards as
23 may be required by the State Board of Health for approval, and shall
24 display evidence of such approval at all times;

1 2. "Ambulance authority" means any public trust or nonprofit
2 corporation established by the state or any unit of local government
3 or combination of units of government for the express purpose of
4 providing, directly or by contract, emergency medical services in a
5 specified area of the state;

6 3. "Ambulance patient" or "patient" means any person who is or
7 will be transported in a reclining position to or from a health care
8 facility in an ambulance;

9 4. "Ambulance service" means any private firm or governmental
10 agency which is or should be licensed by the State Department of
11 Health to provide levels of medical care based on certification
12 standards promulgated by the Board;

13 5. "Ambulance service district" means any county, group of
14 counties or parts of counties formed together to provide, operate
15 and finance emergency medical services as provided by Section 9C of
16 Article X of the Oklahoma Constitution or Sections 1201 through 1221
17 of Title 19 of the Oklahoma Statutes;

18 6. "Board" means the State Board of Health;

19 7. "Certified emergency medical responder" means an individual
20 certified by the Department to perform emergency medical services in
21 accordance with the Oklahoma Emergency Response Systems Development
22 Act and in accordance with the rules and standards promulgated by
23 the Board;

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1 8. "Certified emergency medical response agency" means an
2 organization of any type certified by the Department to provide
3 emergency medical care, but not transport. Certified emergency
4 medical response agencies may utilize certified emergency medical
5 responders or licensed emergency medical personnel; provided,
6 however, that all personnel so utilized shall function under the
7 direction of and consistent with guidelines for medical control;

8 9. "Classification" means an inclusive standardized
9 identification of stabilizing and definitive emergency services
10 provided by each hospital that treats emergency patients;

11 10. "CoAEMSP" means the Committee on Accreditation of
12 Educational Programs for the Emergency Medical Services Professions;

13 11. "Commissioner" means the State Commissioner of Health;

14 12. "Council" means the Trauma and Emergency Response Advisory
15 Council created in Section 1-103a.1 of this title;

16 13. "Critical care paramedic" or "CCP" means a licensed
17 paramedic who has successfully completed critical care training and
18 testing requirements in accordance with the Oklahoma Emergency
19 Response Systems Development Act and in accordance with the rules
20 and standards promulgated by the Board;

21 14. "Department" means the State Department of Health;

22 15. "Emergency medical services system" means a system which
23 provides for the organization and appropriate designation of
24 personnel, facilities and equipment for the effective and

1 coordinated local, regional and statewide delivery of health care
2 services primarily under emergency conditions;

3 16. "Letter of review" means the official designation from
4 CoAEMSP to a paramedic program that is in the "becoming accredited"
5 process;

6 17. "Licensed emergency medical personnel" means an emergency
7 medical technician (EMT), an intermediate, an advanced emergency
8 medical technician (AEMT), or a paramedic licensed by the Department
9 to perform emergency medical services in accordance with the
10 Oklahoma Emergency Response Systems Development Act and the rules
11 and standards promulgated by the Board;

12 18. "Licensure" means the licensing of emergency medical care
13 providers and ambulance services pursuant to rules and standards
14 promulgated by the Board at one or more of the following levels:

- 15 a. Basic life support,
- 16 b. Intermediate life support,
- 17 c. Paramedic life support,
- 18 d. Advanced life support,
- 19 e. Stretcher van, and
- 20 f. Specialty care, which shall be used solely for
21 interhospital transport of patients requiring
22 specialized en route medical monitoring and advanced
23 life support which exceed the capabilities of the
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1 equipment and personnel provided by paramedic life
2 support.

3 Requirements for each level of care shall be established by the
4 Board. Licensure at any level of care includes a license to operate
5 at any lower level, with the exception of licensure for specialty
6 care; provided, however, that the highest level of care offered by
7 an ambulance service shall be available twenty-four (24) hours each
8 day, three hundred sixty-five (365) days per year.

9 Licensure shall be granted or renewed for such periods and under
10 such terms and conditions as may be promulgated by the Board;

11 19. "Medical control" means local, regional or statewide
12 medical direction and quality assurance of health care delivery in
13 an emergency medical service system. On-line medical control is the
14 medical direction given to licensed emergency medical personnel,
15 certified emergency medical responders and stretcher van personnel
16 by a physician via radio or telephone. Off-line medical control is
17 the establishment and monitoring of all medical components of an
18 emergency medical service system, which is to include stretcher van
19 service including, but not limited to, protocols, standing orders,
20 educational programs, and the quality and delivery of on-line
21 control;

22 20. "Medical director" means a physician, fully licensed
23 without restriction, who acts as a paid or volunteer medical advisor
24 to a licensed ambulance service and who monitors and directs the

1 care so provided. Such physicians shall meet such qualifications
2 and requirements as may be promulgated by the Board;

3 21. "Region" or "emergency medical service region" means two or
4 more municipalities, counties, ambulance districts or other
5 political subdivisions exercising joint control over one or more
6 providers of emergency medical services and stretcher van service
7 through common ordinances, authorities, boards or other means;

8 22. "Regional emergency medical services system" means a
9 network of organizations, individuals, facilities and equipment
10 which serves a region, subject to a unified set of regional rules
11 and standards which may exceed, but may not be in contravention of,
12 those required by the state, which is under the medical direction of
13 a single regional medical director, and which participates directly
14 in the delivery of the following services:

- 15 a. medical call-taking and emergency medical services
16 dispatching, emergency and routine, including priority
17 dispatching of first response agencies, stretcher van
18 and ambulances,
- 19 b. emergency medical responder services provided by
20 emergency medical response agencies,
- 21 c. ambulance services, both emergency, routine and
22 stretcher van including, but not limited to, the
23 transport of patients in accordance with transport
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1 protocols approved by the regional medical director,
2 and

3 d. directions given by physicians directly via radio or
4 telephone, or by written protocol, to emergency
5 medical response agencies, stretcher van or ambulance
6 personnel at the scene of an emergency or while en
7 route to a hospital;

8 23. "Regional medical director" means a licensed physician, who
9 meets or exceeds the qualifications of a medical director as defined
10 by the Oklahoma Emergency Response Systems Development Act, chosen
11 by an emergency medical service region to provide external medical
12 oversight, quality control and related services to that region;

13 24. "Registration" means the listing of an ambulance service in
14 a registry maintained by the Department; provided, however,
15 registration shall not be deemed to be a license;

16 25. "Stretcher van" means any ground vehicle which is or should
17 be approved by the State Commissioner of Health, which is designed
18 and equipped to transport individuals on a stretcher or gurney type
19 apparatus. Vehicles used as stretcher vans shall meet such
20 standards as may be required by the Board for approval; provided,
21 that the Board shall not establish Federal Specification KKK-A-1822
22 ambulance standards for stretcher aid vans and shall display
23 evidence of ~~such approval~~ licensure at all times. Stretcher van
24 services shall only be permitted and approved by the Commissioner in

1 emergency medical service regions, ambulance service districts, or
2 counties with populations in excess of five hundred thousand
3 (500,000) people. Notwithstanding the provisions of this paragraph,
4 stretcher van transports may be made to and from any federal or
5 state veterans facility;

6 26. "Stretcher van passenger" means any person who is or will
7 be transported in a reclining position on a stretcher or gurney, who
8 is medically stable, nonemergent and does not require any medical
9 monitoring equipment or assistance during transport, except oxygen
10 in instances where the patient has a standing medical order for
11 oxygen. Passengers must be authorized as qualified to be
12 transported by stretcher van. Passengers shall be authorized
13 through screening provided by a certified medical dispatching
14 protocol approved by the Department. All patients being transported
15 to or from any medically licensed facility shall be screened before
16 transport. Any patient transported without screening shall be a
17 violation of Board rule by the transporting company and subject to
18 administrative procedures of the Department; and

19 27. "Transport protocol" means the written instructions
20 governing decision-making at the scene of a medical emergency by
21 ambulance personnel regarding the selection of the hospital to which
22 the patient shall be transported. Transport protocols shall be
23 developed by the regional medical director for a regional emergency
24 medical services system or by the Department if no regional

1 emergency medical services system has been established. Such
2 transport protocols shall adhere to, at a minimum, the following
3 guidelines:

- 4 a. nonemergency, routine transport shall be to the
5 facility of the patient's choice,
- 6 b. urgent or emergency transport not involving life-
7 threatening medical illness or injury shall be to the
8 nearest facility, or, subject to transport
9 availability and system area coverage, to the facility
10 of the patient's choice, and
- 11 c. life-threatening medical illness or injury shall
12 require transport to the nearest health care facility
13 appropriate to the needs of the patient as established
14 by regional or state guidelines.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1-2512A of Title 63, unless
17 there is created a duplication in numbering, reads as follows:

18 The State Board of Health shall promulgate rules that permit
19 stretcher aid vans to carry oxygen and associated administration
20 equipment and to administer them.

21 SECTION 3. It being immediately necessary for the preservation
22 of the public peace, health or safety, an emergency is hereby
23 declared to exist, by reason whereof this act shall take effect and
24 be in full force from and after its passage and approval.

1 Passed the House of Representatives the 12th day of March, 2018.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2018.

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9 Presiding Officer of the Senate