

1 ENGROSSED SENATE
2 BILL NO. 1441

By: Rosino of the Senate

3 and

4 Roe of the House

5
6 [ambulance service transports - exemption from
7 certain regulation - effective date]
8

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

10 SECTION 1. AMENDATORY 63 O.S. 2021, Section 1-2515, is
11 amended to read as follows:

12 Section 1-2515. A. Notwithstanding any other provision of this
13 title, ~~Emergency Medical Services~~ emergency medical services (EMS)
14 ~~Regions~~ regions, ~~Ambulance Service~~ ambulance service districts or
15 municipalities are hereby authorized to regulate and control,
16 pursuant to duly enacted ordinance or regulation, ~~Ambulance Service~~
17 ambulance service transports originating within the jurisdiction of
18 such EMS ~~Regions~~ regions, ~~Ambulance Service~~ ambulance service
19 districts or municipalities.

20 B. Any ordinance or regulation adopted pursuant to subsection A
21 of this section shall meet and may exceed, but shall not be in
22 contravention of, the standards promulgated by the State Board of
23 Health for ~~Ambulance Service~~ ambulance service transports.
24

1 C. 1. Any ordinance or regulation adopted by an EMS ~~Region~~
2 region, ~~Ambulance Service~~ ambulance service district or a
3 municipality may establish a sole-provider system for stretcher van
4 and/or ~~Ambulance Service~~ ambulance service transports; provided,
5 however, any such designated or contracted sole-provider which is
6 not an EMS ~~Region~~ region, ~~Ambulance Service~~ ambulance service
7 district, municipality, or other public entity shall be selected by
8 competitive bidding.

9 2. A contract entered into pursuant to such bidding shall be
10 with the lowest and best bidder and may be for an initial term of
11 such duration as deemed operationally and fiscally prudent by the
12 contracting agency. The term of such sole-provider contract shall
13 be made public at the time bids are solicited, which solicitation
14 shall be not less than sixty (60) days prior to the contract start
15 date.

16 D. Any EMS ~~Region~~ region, ~~Ambulance Service~~ ambulance service
17 district or municipality may establish a sole-provider system for
18 stretcher van and/or ~~Ambulance Service~~ ambulance service transports
19 and may allow additional geographic or political subdivisions to
20 join such a system at any time. Whenever such a geographic or
21 political subdivision joins such a sole-provider system, competitive
22 bidding shall not be required and provision for servicing the new
23 jurisdiction may be accomplished by amending the existing sole-
24 provider contract. Furthermore, in the event the expansion of the

1 service area of the EMS ~~Region~~ region, ~~Ambulance Service~~ ambulance
2 service district or the municipality is substantial (in the sole
3 opinion of the governing body of the EMS ~~Region~~ region, ~~Ambulance~~
4 ~~Service~~ ambulance service district or municipality), the existing
5 sole-provider contract may be extended for a period sufficient to
6 allow reasonable opportunity for recovery of capital costs of
7 expansion, as determined by the contracting agency.

8 E. The provisions of this section shall not be construed or
9 applied to limit the operation of any emergency medical service
10 district established and operating pursuant to Section 9C of Article
11 10 of the Oklahoma Constitution; provided, however, that, upon
12 invitation and approval of a majority of the voters of the district,
13 any such district is hereby authorized to join by appropriate
14 agreement any system established by an EMS ~~Region~~ region, ~~Ambulance~~
15 ~~Service~~ ambulance service district or a municipality pursuant to the
16 provisions of this section.

17 F. The following types of patient transports shall be exempt
18 from regulation by EMS ~~Regions~~ regions, ~~Ambulance Service~~ ambulance
19 service districts or municipalities:

20 1. Any ambulance owned or operated by, or under contract to
21 perform ambulance transport services for, the Federal or ~~State~~ state
22 government, or any agency thereof;

23 2. Any ambulance owned and operated by a hospital, or under
24 contract or agreement with a hospital, and in use to transport a

1 patient of the owner-hospital, which patient has been admitted to
2 and not been discharged from the owner-hospital, to or from another
3 hospital or medical care facility at which the patient receives a
4 diagnostic or therapeutic procedure not available at the owner-
5 hospital;

6 3. Any ambulance engaged in a routine transport call to
7 transport a patient from a hospital, nursing home, or dialysis
8 center located within an EMS ~~Region~~ region, ~~Ambulance Service~~
9 ambulance service district or municipality to any location outside
10 the EMS ~~Region~~ region, ~~Ambulance Service~~ ambulance service district
11 or municipality;

12 4. Any ambulance engaged in the transport of a patient from a
13 location outside an EMS ~~Region~~ region, ~~Ambulance Service~~ ambulance
14 service district or municipality to a location inside an EMS ~~Region~~
15 region, ~~Ambulance Service~~ ambulance service district or
16 municipality; or

17 5. Any ambulance engaged in the interstate transport of a
18 patient.

19 SECTION 2. This act shall become effective November 1, 2022.
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