

IN THE SENATE

SENATE BILL NO. 1222

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO EMERGENCY MEDICAL SERVICES; AMENDING SECTION 56-1012, IDAHO
2 CODE, TO REMOVE A DEFINITION AND TO ADD DEFINITIONS FOR THE "PRACTICE OF
3 EMERGENCY MEDICAL SERVICES" AND "PROVISION OF EMERGENCY MEDICAL SER-
4 VICES."
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 56-1012, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 56-1012. DEFINITIONS. As used in sections 56-1011 through 56-1023,
10 Idaho Code:

11 (1) "Advanced emergency medical technician" means a person who has met
12 the qualifications for licensure as set forth in sections 56-1011 through
13 56-1023, Idaho Code, is licensed by the EMS bureau under sections 56-1011
14 through 56-1023, Idaho Code, carries out the practice of emergency care
15 within the scope of practice determined by the commission and practices un-
16 der the supervision of an Idaho licensed physician.

17 (2) "Agency" means any organization licensed by the EMS bureau that op-
18 erates an air medical service, ambulance service or nontransport service.

19 (3) "Air ambulance" means any privately or publicly owned fixed wing
20 aircraft or rotary wing aircraft used for, or intended to be used for, the
21 transportation of persons experiencing physiological or psychological ill-
22 ness or injury who may need medical attention during transport. This may
23 include dual or multipurpose vehicles which otherwise comply with sections
24 56-1011 through 56-1023, Idaho Code, and specifications established by
25 board rule.

26 (4) "Air medical service" means an agency licensed by the EMS bureau
27 that responds to requests for patient care and transportation from hospitals
28 and EMS agencies using a fixed wing aircraft or rotary wing aircraft.

29 (5) "Ambulance" means any privately or publicly owned motor vehicle
30 or nautical vessel used for, or intended to be used for, the transportation
31 of sick or injured persons who may need medical attention during transport.
32 This may include dual or multipurpose vehicles which otherwise comply with
33 sections 56-1011 through 56-1023, Idaho Code, and specifications estab-
34 lished by board rule.

35 (6) "Ambulance service" means an agency licensed by the EMS bureau op-
36 erated with the intent to provide personnel and equipment for medical treat-
37 ment at an emergency scene, during transportation or during transfer of per-
38 sons experiencing physiological or psychological illness or injury who may
39 need medical attention during transport.

40 (7) "Applicant" means any organization that is requesting an agency li-
41 cense under this chapter and includes the following:

42 (a) An organization seeking a new license;

- 1 (b) An existing agency that intends to change the level of licensed per-
2 sonnel it utilizes;
- 3 (c) An existing agency that intends to change its geographic coverage
4 area, except by agency annexation;
- 5 (d) An existing nontransport service that intends to provide ambulance
6 service;
- 7 (e) An existing ambulance service that intends to discontinue trans-
8 port and become a nontransport service.
- 9 (8) "Board" means the Idaho board of health and welfare.
- 10 (9) "Commission" means the Idaho emergency medical services physician
11 commission.
- 12 (10) "Department" means the Idaho department of health and welfare.
- 13 (11) "Emergency medical responder" means a person who has met the qual-
14 ifications for licensure as set forth in sections 56-1011 through 56-1023,
15 Idaho Code, is licensed by the EMS bureau under sections 56-1011 through
16 56-1023, Idaho Code, carries out the practice of emergency care within the
17 scope of practice determined by the commission and practices under the su-
18 pervision of an Idaho licensed physician.
- 19 ~~(12) "Emergency medical services" or "EMS" means the system utilized in~~
20 ~~responding to a perceived individual need for immediate care in order to pre-~~
21 ~~vent loss of life or aggravation of physiological or psychological illness~~
22 ~~or injury.~~
- 23 ~~(13) "EMS bureau" means the bureau of emergency medical services of the~~
24 ~~department.~~
- 25 (14) "Emergency medical technician" means a person who has met the
26 qualifications for licensure as set forth in sections 56-1011 through
27 56-1023, Idaho Code, is licensed by the EMS bureau under sections 56-1011
28 through 56-1023, Idaho Code, carries out the practice of emergency care
29 within the scope of practice determined by the commission and practices un-
30 der the supervision of an Idaho licensed physician.
- 31 (15) "Licensed personnel" means those individuals who are emergency
32 medical responders, emergency medical technicians, advanced emergency med-
33 ical technicians and paramedics.
- 34 (16) "National emergency medical services information system techni-
35 cal assistance center" means an organization that validates software for
36 compliance with the EMS data set defined by the United States department of
37 transportation national highway traffic safety administration.
- 38 (17) "Nontransport service" means an agency licensed by the EMS bu-
39 reau, operated with the intent to provide personnel or equipment for medical
40 stabilization at an emergency scene, but not intended to be the service that
41 will actually transport sick or injured persons.
- 42 (18) "Nontransport vehicle" means any vehicle operated by an agency
43 with the intent to provide personnel or equipment for medical stabilization
44 at an emergency scene, but not intended as the vehicle that will actually
45 transport sick or injured persons.
- 46 (19) "Paramedic" means a person who has met the qualifications for li-
47 censure as set forth in sections 56-1011 through 56-1023, Idaho Code, is li-
48 censed by the EMS bureau under sections 56-1011 through 56-1023, Idaho Code,
49 carries out the practice of emergency care within the scope of practice de-

1 terminated by the commission and practices under the supervision of an Idaho
2 licensed physician.

3 (2019) "Practice of emergency medical services" or "practice of EMS"
4 means:

5 (a) To respond to a perceived individual need for care in order to pre-
6 vent loss of life or aggravation of physiological or psychological ill-
7 ness or injury;

8 (b) To do so on an organized basis through an alerting and response
9 mechanism;

10 (c) Individuals who are prepared to use assessment and psychomotor
11 skills and are supplied with equipment, either or both of which are be-
12 yond the scope of practice associated with advanced first aid, whether
13 or not such personnel are licensed in accordance with sections 56-1011
14 through 56-1023, Idaho Code; and

15 (d) To offer, attempt, advertise, undertake or hold oneself out to re-
16 spond as described in paragraph (a) of this subsection; unless a person
17 is a ski patroller who is a member of the national ski patrol system,
18 inc., and is trained in and holding a current outdoor emergency care
19 (OEC) credential, as issued by the national ski patrol system, inc.,
20 while rendering aid in accordance with the standards of training of such
21 credential, where no fee for the service is contemplated, charged or
22 received, and in the course of alpine, nordic or cross-country skiing
23 and other recreational activities conducted in whole or in part at ski
24 areas in the state.

25 (20) "Provision of emergency medical services" or "provision of EMS"
26 means:

27 (a) To offer or attempt to offer or deploy an individual, group of in-
28 dividuals or organization to respond to human medical emergencies, ill-
29 ness or injuries in settings outside of hospitals or clinics;

30 (b) Individuals who are prepared to use assessment and psychomotor
31 skills and are supplied with equipment, either or both of which are be-
32 yond the scope of practice associated with advanced first aid, whether
33 or not such personnel are licensed in accordance with sections 56-1011
34 through 56-1023, Idaho Code;

35 (c) The use of an alerting and response mechanism for the individuals,
36 or advertisement of the individuals' availability, to respond to human
37 medical emergencies, illness or injuries:

38 (i) Without regard to whether the individuals are volunteers;

39 (ii) Without regard to whether the individual, group of individu-
40 als or organization has an emergency response vehicle; and

41 (iii) Without regard to whether the individual, group of individu-
42 als or organization is reimbursed or compensated for services ren-
43 dered unless:

44 1. Such personnel are nurses, mid-level practitioners or
45 physicians functioning at planned special events as permit-
46 ted by state law or licensed in accordance with state law as
47 athletic trainers functioning at sporting events;

48 2. Such personnel are ski patrollers who are members of the
49 national ski patrol system, inc., and are trained in and
50 holding a current outdoor emergency care (OEC) credential,

1 as issued by the national ski patrol system, inc., while
2 rendering aid in accordance with the standards of training
3 of such credential, where no fee for the service is contem-
4 plated, charged or received, and in the course of alpine,
5 nordic or cross-country skiing and other recreational ac-
6 tivities conducted in whole or in part at ski areas in the
7 state; or

8 3. The organization is licensed in accordance with state law
9 as a result of an interstate compact.

10 (21) "Supervision" means the medical direction by a licensed physician
11 of activities provided by licensed personnel affiliated with a licensed
12 ambulance, air medical or nontransport service, including, but not limited
13 to: establishing standing orders and protocols, reviewing performance of
14 licensed personnel, providing instructions for patient care via radio or
15 telephone, and other oversight.

16 (212) "Transfer" means the transportation of a patient from one (1) med-
17 ical care facility to another.