

HOUSE BILL NO. 881

INTRODUCED BY R. JOHNSON, JACOBSON
BY REQUEST OF THE DEPARTMENT OF
HEALTH AND ENVIRONMENTAL SCIENCES

IN THE HOUSE

FEBRUARY 15, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON HUMAN SERVICES & AGING.
FEBRUARY 16, 1991	FIRST READING.
FEBRUARY 23, 1991	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
	POSTED ON CONSENT CALENDAR.
FEBRUARY 25, 1991	CONSENT CALENDAR, QUESTIONS AND ANSWERS. ENGROSSING REPORT.
FEBRUARY 26, 1991	THIRD READING, PASSED. AYES, 99; NOES, 0.
	TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 26, 1991	INTRODUCED AND REFERRED TO COMMITTEE ON PUBLIC HEALTH, WELFARE, & SAFETY.
	FIRST READING.
MARCH 21, 1991	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 23, 1991	SECOND READING, CONCURRED IN.
MARCH 25, 1991	THIRD READING, CONCURRED IN. AYES, 45; NOES, 3.
	RETURNED TO HOUSE.

IN THE HOUSE

1 *House* BILL NO. 881
2 INTRODUCED BY *Duncan Jacobson*
3 BY REQUEST OF THE DEPARTMENT OF
4 HEALTH AND ENVIRONMENTAL SCIENCES

6 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS
7 RELATING TO CERTIFICATION OF EMERGENCY MEDICAL TECHNICIANS;
8 AUTHORIZING THE BOARD OF MEDICAL EXAMINERS TO ADOPT RULES
9 ESTABLISHING VARIOUS LEVELS OF EMERGENCY MEDICAL TECHNICIAN
10 CERTIFICATION AND PRESCRIBING THE TRAINING AND CERTIFICATION
11 REQUIREMENTS FOR EACH LEVEL, AS WELL AS THE TYPES OF
12 EMERGENCY MEDICAL SERVICES EACH MAY PERFORM; AMENDING
13 SECTIONS 50-6-202, 50-6-203, AND 50-6-207, MCA; REPEALING
14 SECTIONS 50-6-204 AND 50-6-205, MCA; AND PROVIDING AN
15 IMMEDIATE EFFECTIVE DATE."

STATEMENT OF INTENT

18 A statement of intent is required for this bill because
19 [section 2] gives the board of medical examiners authority
20 to adopt rules specifying various certification levels for
21 emergency medical technicians and requires the board to
22 establish training, certification, and performance
23 requirements for each level of certification. It is the
24 intent of the legislature that the board define several
25 certification levels for emergency medical technicians,

1 which will differ in the amount of training required and in
2 the acts allowed to be performed. It is also intended that
3 the board specify the training needed by each level, the
4 acts and procedures each level is allowed to perform, the
5 standards that must be met to be certified and recertified
6 at each level, and procedural requirements necessary to
7 enforce and implement certification and training.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA,

Section 1. Section 50-6-202, MCA, is amended to read:

11 "50-6-202. Definitions. As used in this part, the
12 following definitions apply:

13 (1) "Emergency medical technician--basic" means
14 personnel of volunteer or nonvolunteer police, fire, rescue,
15 ambulance, or emergency services a person who have has been
16 specially trained in emergency care in a training program
17 approved by the state board of medical examiners and
18 certified by said the board as having demonstrated a level
19 of competence suitable to treat victims of injury or other
20 emergent condition.

21 +2}--"Emergency---medical---technician---advanced"--means
22 personnel-of-volunteer-or-nonvolunteer-police,-fire,-rescue,
23 ambulance,-or-emergency-services--who--have--been--specially
24 trained-in-an-advanced-emergency-medical-technician-training
25 program-approved-by-the-state-board-of-medical-examiners-and



1 certified--by--the--board-as-having-demonstrated-an-advanced
 2 level-of-competence-suitable--to--treat--victims--of--severe
 3 injury-or-other-serious-emergent-condition.

4 ~~t37(2)~~ "Board" means the board of medical examiners,
 5 department of commerce."

6 **Section 2.** Section 50-6-203, MCA, is amended to read:

7 "50-6-203. Rules. (1) The board, after consultation
 8 with the department of health and environmental sciences,
 9 the department of justice, and other appropriate
 10 departments, associations, and organizations, shall adopt
 11 rules of the board implementing this part, including but not
 12 limited to training and certification of ~~personnel~~,
 13 emergency medical technicians and administration of drugs,
 14 ~~and other acts as allowed herein.~~

15 (2) The board may, by rule, establish various levels of
 16 emergency medical technician certification and shall specify
 17 for each level the training requirements, acts allowed,
 18 recertification requirements, and any other requirements
 19 regarding the training, performance, or certification of
 20 that level of emergency medical technician that it considers
 21 necessary or desirable."

22 **Section 3.** Section 50-6-207, MCA, is amended to read:

23 "50-6-207. Construction. Nothing in this part shall be
 24 construed to detract from the powers granted to the
 25 department of health and environmental sciences to regulate

1 ambulance-service-as emergency medical services provided for
 2 in part 3 of this chapter."

3 NEW SECTION. Section 4. Repealer. Sections 50-6-204
 4 and 50-6-205, MCA, are repealed.

5 NEW SECTION. Section 5. Effective date. [Section 2] is
 6 effective on passage and approval.

-End-

STATE OF MONTANA - FISCAL NOTE

Form BD-15

In compliance with a written request, there is hereby submitted a Fiscal Note for HB0881, as introduced.

DESCRIPTION OF PROPOSED LEGISLATION:

An act revising the laws relating to certification of emergency medical technicians; authorizing the Board of Medical Examiners to adopt rules establishing various levels of emergency medical technician certification and prescribing the training and certification requirements for each level, as well as the types of emergency medical services each may perform; amending sections 50-6-202, 50-6-203, and 50-6-207, MCA; repealing sections 50-6-204 and 50-6-205, MCA; and providing an immediate effective date.

ASSUMPTIONS:

1. The Emergency Medical Services Bureau of the Department of Health and Environmental Sciences currently administers the EMT certification process on behalf of the Montana Board of Medical Examiners.
2. Since no new certification levels are contemplated, there will be no fiscal impact on the Department of Health and Environmental Sciences or the Board of Medical Examiners.
3. Adoption of rules by the Board of Medical Examiners would be a cost absorbed in the recommended board budget.

FISCAL IMPACT:

None



2-22-91

ROD SUNDSTED, BUDGET DIRECTOR
Office of Budget and Program Planning

DATE



2/25/91

ROYAL C. JOHNSON, PRIMARY SPONSOR

DATE

Fiscal Note for HB0881, as introduced.

HB 881

House BILL NO. 881

INTRODUCED BY

Shawn Jacobson
BY REQUEST OF THE DEPARTMENT OF
HEALTH AND ENVIRONMENTAL SCIENCES

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS
RELATING TO CERTIFICATION OF EMERGENCY MEDICAL TECHNICIANS;
AUTHORIZING THE BOARD OF MEDICAL EXAMINERS TO ADOPT RULES
ESTABLISHING VARIOUS LEVELS OF EMERGENCY MEDICAL TECHNICIAN
CERTIFICATION AND PRESCRIBING THE TRAINING AND CERTIFICATION
REQUIREMENTS FOR EACH LEVEL, AS WELL AS THE TYPES OF
EMERGENCY MEDICAL SERVICES EACH MAY PERFORM; AMENDING
SECTIONS 50-6-202, 50-6-203, AND 50-6-207, MCA; REPEALING
SECTIONS 50-6-204 AND 50-6-205, MCA; AND PROVIDING AN
IMMEDIATE EFFECTIVE DATE."

STATEMENT OF INTENT

A statement of intent is required for this bill because
[section 2] gives the board of medical examiners authority
to adopt rules specifying various certification levels for
emergency medical technicians and requires the board to
establish training, certification, and performance
requirements for each level of certification. It is the
intent of the legislature that the board define several
certification levels for emergency medical technicians,

which will differ in the amount of training required and in
the acts allowed to be performed. It is also intended that
the board specify the training needed by each level, the
acts and procedures each level is allowed to perform, the
standards that must be met to be certified and recertified
at each level, and procedural requirements necessary to
enforce and implement certification and training.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 50-6-202, MCA, is amended to read:

"50-6-202. Definitions. As used in this part, the
following definitions apply:

(1) "Emergency medical technician--basic" means
personnel-of-volunteer-or-nonvolunteer-police,-fire,-rescue,
ambulance,-or-emergency-services a person who have has been
specially trained in emergency care in a training program
approved by the state board of medical examiners and
certified by said the board as having demonstrated a level
of competence suitable to treat victims of injury or other
emergent condition.

t2--"Emergency---medical---technician---advanced"--means
personnel-of-volunteer-or-nonvolunteer-police,-fire,-rescue,
ambulance,-or-emergency-services--who--have--been--specially
trained-in-an-advanced-emergency-medical-technician-training
program-approved-by-the-state-board-of-medical-examiners-and

THIRD READING

HB 881

CONSENT CALENDAR

1 certified--by--the--board-as-having-demonstrated-an-advanced
 2 level-of-competence-suitable--to--treat--victims--of--severe
 3 injury-or-other-serious-emergent-condition:

4 ~~§37(2)~~ "Board" means the board of medical examiners,
 5 department of commerce."

6 **Section 2.** Section 50-6-203, MCA, is amended to read:

7 "50-6-203. Rules. (1) The board, after consultation
 8 with the department of health and environmental sciences,
 9 the department of justice, and other appropriate
 10 departments, associations, and organizations, shall adopt
 11 rules of the board implementing this part, including but not
 12 limited to training and certification of ~~personnel~~,
 13 emergency medical technicians and administration of drugs,
 14 and other acts as allowed herein.

15 (2) The board may, by rule, establish various levels of
 16 emergency medical technician certification and shall specify
 17 for each level the training requirements, acts allowed,
 18 recertification requirements, and any other requirements
 19 regarding the training, performance, or certification of
 20 that level of emergency medical technician that it considers
 21 necessary or desirable."

22 **Section 3.** Section 50-6-207, MCA, is amended to read:

23 "50-6-207. Construction. Nothing in this part shall be
 24 construed to detract from the powers granted to the
 25 department of health and environmental sciences to regulate

1 ambulance-service-as emergency medical services provided for
 2 in part 3 of this chapter."

3 NEW SECTION. Section 4. Repealer. Sections 50-6-204
 4 and 50-6-205, MCA, are repealed.

5 NEW SECTION. Section 5. Effective date. [Section 2] is
 6 effective on passage and approval.

-End-

HOUSE BILL NO. 881

INTRODUCED BY R. JOHNSON, JACOBSON
BY REQUEST OF THE DEPARTMENT OF
HEALTH AND ENVIRONMENTAL SCIENCES

6 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE LAWS
7 RELATING TO CERTIFICATION OF EMERGENCY MEDICAL TECHNICIANS;
8 AUTHORIZING THE BOARD OF MEDICAL EXAMINERS TO ADOPT RULES
9 ESTABLISHING VARIOUS LEVELS OF EMERGENCY MEDICAL TECHNICIAN
10 CERTIFICATION AND PRESCRIBING THE TRAINING AND CERTIFICATION
11 REQUIREMENTS FOR EACH LEVEL, AS WELL AS THE TYPES OF
12 EMERGENCY MEDICAL SERVICES EACH MAY PERFORM; AMENDING
13 SECTIONS 50-6-202, 50-6-203, AND 50-6-207, MCA; REPEALING
14 SECTIONS 50-6-204 AND 50-6-205, MCA; AND PROVIDING AN
15 IMMEDIATE EFFECTIVE DATE."

STATEMENT OF INTENT

18 A statement of intent is required for this bill because
19 [section 2] gives the board of medical examiners authority
20 to adopt rules specifying various certification levels for
21 emergency medical technicians and requires the board to
22 establish training, certification, and performance
23 requirements for each level of certification. It is the
24 intent of the legislature that the board define several
25 certification levels for emergency medical technicians.

1 which will differ in the amount of training required and in
2 the acts allowed to be performed. It is also intended that
3 the board specify the training needed by each level, the
4 acts and procedures each level is allowed to perform, the
5 standards that must be met to be certified and recertified
6 at each level, and procedural requirements necessary to
7 enforce and implement certification and training.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 **Section 1.** Section 50-6-202, MCA, is amended to read:

11 "50-6-202. Definitions. As used in this part, the

12 following definitions apply:

13 (1) "Emergency medical technician--basic" means
14 personnel of volunteer or nonvolunteer police, fire, rescue,
15 ambulance, or emergency services a person who have has been
16 specially trained in emergency care in a training program
17 approved by the state board of medical examiners and
18 certified by said the board as having demonstrated a level
19 of competence suitable to treat victims of injury or other
20 emergent condition.

21 t2)--"Emergency---medical---technician--advanced"--means
22 personnel-of-volunteer-or-nonvolunteer-police,-fire,-rescue,-
23 ambulance,-or-emergency-services--who--have--been--specially
24 trained-in-an-advanced-emergency-medical-technician-training
25 program-approved-by-the-state-board-of-medical-examiners-and



1 certified--by--the--board-as-having-demonstrated-an-advanced
 2 level-of-competence-suitable--to--treat--victims--of--severe
 3 injury-or-other-serious-emergent-condition:

4 ~~(3)(2)~~ "Board" means the board of medical examiners,
 5 department of commerce."

6 **Section 2.** Section 50-6-203, MCA, is amended to read:

7 "50-6-203. Rules. (1) The board, after consultation
 8 with the department of health and environmental sciences,
 9 the department of justice, and other appropriate
 10 departments, associations, and organizations, shall adopt
 11 rules of the board implementing this part, including but not
 12 limited to training and certification of personnel,
 13 emergency medical technicians and administration of drugs,
 14 and other acts as allowed herein.

15 (2) The board may, by rule, establish various levels of
 16 emergency medical technician certification and shall specify
 17 for each level the training requirements, acts allowed,
 18 recertification requirements, and any other requirements
 19 regarding the training, performance, or certification of
 20 that level of emergency medical technician that it considers
 21 necessary or desirable."

22 **Section 3.** Section 50-6-207, MCA, is amended to read:

23 "50-6-207. Construction. Nothing in this part shall be
 24 construed to detract from the powers granted to the
 25 department of health and environmental sciences to regulate

1 ambulance-service-as emergency medical services provided for
 2 in part 3 of this chapter."

3 NEW SECTION. Section 4. Repealer. Sections 50-6-204
 4 and 50-6-205, MCA, are repealed.

5 NEW SECTION. Section 5. Effective date. [Section 2] is
 6 effective on passage and approval.

-End-