

SB 106 Amendments, as of February 09, 2011

EMS Section of Oregon Fire Chiefs Association:

SECTION 3.

(2)

(a) Requirements relating to the types and numbers of {- emergency vehicles -} {+ **ambulances** + };

{ + (b) EMS +} supplies and equipment operated or carried by emergency medical services agencies { - and other emergency care systems -};

{ - (b) -} {+ (c) +} Requirements for the operation and coordination of {+ ambulances +} {- emergency medical services agencies -};

{- (c)-} {+ (d) +} Criteria for use of two-way communications; and

{- (d)-} {+ (e) +} Procedures for summoning and dispatching aid.

SECTION 11.

(3) The authority may initially issue a license for less than a 12-month period or for more than a 12-month period not to exceed {- 15 -} {+ **18** +} months.

SECTION 15. ORS 682.062 is amended to read:

682.062. (1) Each county shall develop a plan for the county or two or more contiguous counties may develop a plan relating to the need for and coordination of **ambulance services** { + **which are to be coordinated with the nontransport EMS services** +} and establish one or more ambulance service areas consistent with the plan for the efficient and effective provision of { - ambulance services - }

{ + transportation and patient care to emergency medical services patients + }.

(2) **Each person, city or rural fire protection district within the county that provides or desires to provide ambulance services shall notify the county in writing if the person, city or district wants to be consulted prior to the adoption or amendment of a county plan for ambulance services.**

(3) **Prior to adopting or amending a plan under subsection (1) of this section, a county shall notify each person, city or district that notified the county under subsection (2) of this section of its desire to be consulted. The county governing body shall consult with and seek advice from such persons, cities and districts with regard to the plan and to the boundaries of any ambulance service areas established under the plan. After such consultation, the county shall adopt or amend a plan in the same manner as the county enacts nonemergency ordinances.**

(5) The authority { - , in consultation with the appropriate bodies specified in subsection (1) of this section, - } shall adopt rules pursuant to ORS chapter 183 that specify those subjects to be addressed and considered in any plan for { - ambulance - } { + transportation and patient care + } services and { + ambulance service + } areas under subsection (1) of this section and those subjects to be addressed and considered in the adoption of any such plan. The rules shall be uniform, as far as practicable, but take into consideration unique circumstances of local districts.

SECTION 16. ORS 682.063 is amended to read:

682.063. (1) In addition to the other requirements of ORS 682.031 and 682.062, when initially adopting a plan for **ambulance services and ambulance service areas** under ORS 682.062 or upon any subsequent review of the plan, a county shall:

(a) Consider { - any and - } all proposals for providing ambulance services that are submitted by a person or governmental unit or a combination thereof;

(b) Require persons and governmental units that desire to provide ambulance services under the plan to meet all the requirements established by the plan { + **and to coordinate with nontransport EMS agencies** +}; and

(c) Consider existing boundaries of cities and rural fire protection districts when establishing ambulance service areas under the plan.

(2) When determining the provider of ambulance services upon initial adoption or subsequent review of a plan under ORS 682.062, a county { - shall - } { + may + } not grant preference under the plan to any person or governmental unit solely because that person or governmental unit is providing ambulance services at the time of adoption or review of the plan.

{ + (3) The Oregon Health Authority shall adopt rules designating the circumstances **under which a county is required to submit a new plan for ambulance services which are coordinated with nontransport EMS services for emergency medical services patients to the authority.** At a minimum, the rules shall require a county to submit a new plan when a provider of ambulance services or nontransport EMS services to emergency medical services patients changes. + }

SECTION 17. { + Section 18 of this 2011 Act is added to and made a part of ORS chapter 682. + }

SECTION 18. { + **A county shall submit a plan under ORS 682.063 for transportation and patient care services for emergency medical services patients and ambulance service areas that addresses coordination of ambulance services and nontransport EMS services to the Oregon Health Authority on or before December 31, 2012.** + }

SECTION 30. ORS 682.224 is amended to read:

Proposed amendment to (3)

{+ (i) **When taking any action against and EMS agency, the Authority shall coordinate with the county or local jurisdiction taking into consideration any charter or ordinance pertaining to the provision of emergency medical patient care.** +}

Oregon State Ambulance Association proposed amendments:

Draft Proposal: Section 4.(3) **add red language**

(3) “Emergency medical services agency” means an ambulance service or nontransport EMS service that uses emergency medical services providers to respond to requests for emergency medical services., including 9-1-1 calls from emergency medical services patients, {+ **and provides emergency and nonemergency care.+}**

restore definition below deleting bracketed and adding red language

(11) “Nonemergency care” means the performance of acts or procedures on a patient who is not expected to die, become permanently disabled or suffer permanent harm within the next 24 hours, including but not limited to observation, care and counsel of a patient and the administration of medications prescribed by a physician licensed under ORS chapter 677, insofar as any of those acts are based upon knowledge and application of the principles of biological, physical and social science and are performed in accordance with scope of practice rules adopted by the Oregon Medical Board in the course of providing [- prehospital -] { + **patient +} care. [+ as defined by this section.+]**

(10) “Nontransport EMS service” means a person, governmental unit or other entity that uses emergency medical services providers to respond to public requests for emergency medical services but that is not licensed as an ambulance service.