

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Moore**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO PROVIDE FOR AN ASSESSMENT IN ADDITION TO THE
9 FINES IMPOSED FOR CERTAIN TRAFFIC OFFENSES, TO BE USED FOR
10 THE SUPPORT OF THE EMERGENCY MEDICAL SERVICE _FIVE FOR
11 LIFE_ PROGRAM; TO CREATE THE _EMERGENCY MEDICAL SERVICE
12 FIVE FOR LIFE OPERATING FUND_ IN THE STATE TREASURY, TO
13 WHICH ALL SUCH ASSESSMENTS COLLECTED SHALL BE DEPOSITED;
14 AND FOR OTHER PURPOSES."

Subtitle

17 "ASSESSMENT OF FINES TO BE USED FOR THE SUPPORT OF THE
18 EMERGENCY MEDICAL SERVICE _FIVE FOR LIFE_ PROGRAM."

20 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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22 SECTION 1. In addition to any monetary penalties imposed by law, there
23 shall be imposed and collected an assessment of five dollars (\$5.00) from each
24 person upon whom a court imposes a fine or bail forfeiture which exceeds fifty
25 dollars (\$50) for a moving traffic violation. This is to include violation of
26 state law as well as local ordinances. Convictions of manslaughter or murder
27 involving a motor vehicle shall carry an additional fine of two hundred fifty
28 dollars (\$250). Each such assessment shall be paid to the court in which such
29 fines or bail forfeiture is imposed, and all such assessments shall be
30 forwarded to the State Treasurer on the day when the funds are credited to the
31 treasurer of the county or municipality, in accordance with existing laws.
32 The State Treasurer shall then deposit such funds in a special fund hereby
33 created on the books of the State Treasurer, State Auditor, and Chief Fiscal
34 Officer of the State to be known as the "Emergency Medical Services Five for
35 Life Operating Fund".

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SECTION 2. (a) Fifty percent (50%) of the funds accumulated at the end of each fiscal year shall be available for distribution the following fiscal year to the eligible state licensed Emergency Medical Services through a grant program managed by the Arkansas Department of Health, Division of Emergency Medical Services.

(b) The grant funds may be used to purchase or fund:

(1) Ambulances for use in providing emergency medical services to the residents of Arkansas. Any ambulances purchased with these funds must meet the standards for and be registered at the I-A level or higher level by the Division of Emergency Medical Services.

(2) Rescue vehicles for use in providing Advanced Life Support (ALS) or Basic Life Support (BLS) emergency care. Any vehicle purchased for ALS must meet the standards and be registered at the Advanced Rescue Level by the Division of Emergency Medical Services.

(3) Equipment required on ambulances or required to provide ALS or BLS rescue services.

(4) Training that leads to Arkansas Certification as an Emergency Medical Technician at the basic or advanced levels. Failure to obtain certification will result in the repayment of funds by the grantee.

(5) EMS-related training approved by the Division of Emergency Medical Services.

(c) The funds may only be used to improve services by increasing the capability and skills of EMS services. Funds may not be used to maintain present status, pay salaries or daily operating expenses, contract for services, or purchase real property.

(d) The funds may not be used for new services at a lower level than an existing licensed service which has been in operation for more than one (1) year in the service area.

(e) All property purchased with the funds shall be returned to the Division if the licensed ambulance service ceases operations. The Division shall make every effort to redistribute returned property and supplies to the replacement service or other eligible existing services within the same county. Should no eligible service exist or another eligible service not be established in the county within one (1) year, all purchases shall be

1 redistributed by the Division as needed.

2 (f) Any vehicle or equipment purchased with these funds must be used
3 for its intended purpose for at least three (3) years, from its date of
4 purchase. Vehicles and/or equipment damaged or worn out within the three (3)
5 year period must be replaced with a like or better item at the grantee_s
6 expense.

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8 SECTION 3. Ten percent (10%) of the funds accumulated shall be
9 authorized for use by the Division of Emergency Medical Services for
10 administering the grant program prescribed in Section 2, as well as training,
11 education, equipment and supplies as needed to maintain staff proficiency in
12 emergency medical services and testing support.

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14 SECTION 4. Five percent (5%) of the funds accumulated shall be
15 authorized for the purposes of upgrading or instituting educational training
16 sites and the increased availability of EMS training programs. The training
17 sites must meet the certification standards of the Division of Emergency
18 Medical Services.

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20 SECTION 5. Ten percent (10%) of the funds accumulated shall be
21 authorized for the purpose of instituting special projects managed by the
22 Division of Emergency Medical Services that are directed toward the
23 improvement of emergency medical services and the presentation of specialized
24 training programs. Such programs or projects shall meet the standards set
25 forth in the Department of Transportation Standard Curriculum for Emergency
26 Medical Technician Training and approved by the Division of Emergency Medical
27 Services.

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29 SECTION 6. Twenty percent (20%) of the funds accumulated shall be
30 authorized for the purpose of instituting and maintaining a Trauma System and
31 Trauma Registry.

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33 SECTION 7. Five percent (5%) of the funds accumulated shall be
34 authorized for use by the Division of Emergency Medical Services for
35 maintaining quality emergency medical services, ensuring public safety and

1 proper medical care by inspecting and licensing ambulance services and
2 registering EMS vehicles.

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4 SECTION 8. The provisions of this act are intended to be supplemental
5 to current provisions of Arkansas law, and shall not be construed as repealing
6 or superseding any other laws applicable.

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8 SECTION 9. All provisions of this act of a general and permanent nature
9 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
10 Revision Commission shall incorporate the same in the Code.

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12 SECTION 10. If any provision of this act or the application thereof to
13 any person or circumstance is held invalid, such invalidity shall not affect
14 other provisions or applications of the act which can be given effect without
15 the invalid provision or application, and to this end the provisions of this
16 act are declared to be severable.

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18 SECTION 11. All laws and parts of laws in conflict with this act are
19 hereby repealed.

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