

Stricken language would be deleted from and underlined language would be added to law as it existed prior to the 82nd General Assembly.

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999
4

As Engrossed: H3/11/99

A Bill

HOUSE BILL 2155

5 By: Representative Files
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7

For An Act To Be Entitled

9 "AN ACT TO AMEND THE EMERGENCY MEDICAL SERVICES ACT TO
10 CREATE THE CATEGORY OF PATIENT TRANSPORT VEHICLE; AND
11 FOR OTHER PURPOSES."

Subtitle

13 "AN ACT TO AMEND THE EMERGENCY MEDICAL
14 SERVICES ACT TO CREATE THE CATEGORY OF
15 PATIENT TRANSPORT VEHICLE."
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 1. Arkansas Code 20-13-202 is amended to read as follows:

22 "20-13-202. Definitions. As used in this subchapter, unless the context
23 otherwise requires:

24 ~~(2)~~(1) 'Air ambulance' means those aircraft, fixed or rotary wing,
25 utilized for on-scene responses or transports deemed necessary by a physician
26 and licensed by the department;

27 ~~(3)~~(2) 'Air ambulance service' means those services authorized and
28 licensed by the department to provide care and air transportation of patients;

29 ~~(1)~~(3) 'Ambulance' means those vehicles ~~specifically designed, equipped,~~
30 ~~and licensed for use in transporting the acutely ill or injured~~ used for
31 transporting any person by stretcher or gurney upon the streets or highways of
32 Arkansas, excluding vehicles intended solely for personal use by immediate
33 family members;

34 (4) 'Ambulance service' means those services authorized and licensed by
35 the department to provide care and transportation of patients upon the streets
36 and highways of Arkansas;

1 ~~(10)~~(5) 'Board' means the State Board of Health;

2 ~~(7)~~(6) 'Certification' means official acknowledgment by the Department
3 of Health that an individual has demonstrated competence to perform the
4 emergency medical services required for certification, as provided in the
5 rules, regulations, and standards adopted by the State Board of Health, upon
6 recommendation by the council;

7 ~~(4)~~(7) 'Council' means the Emergency Medical Services Advisory Council
8 as established in this subchapter;

9 ~~(9)~~(8) 'Department' means the Department of Health of the State of
10 Arkansas;

11 ~~(5)~~(9) 'Emergency medical services' means the transportation and medical
12 care provided the ~~critically~~ ill or injured prior to arrival at a medical
13 facility by a certified emergency medical technician (EMT) ~~and~~ or other health
14 care provider and continuation of the initial emergency care within a medical
15 facility subject to the ~~individual~~ approval of the medical staff and governing
16 board of that facility;

17 ~~(6)~~(10) 'Emergency medical technician' means an individual certified by
18 the Department of Health at any level established by the rules and regulations
19 promulgated by the State Board of Health, as authorized in this subchapter,
20 and authorized to perform those services set forth therein. These shall
21 include but not be limited to: 'EMT', 'EMT-A', 'EMT-Instructor', 'EMT-
22 Paramedic', and 'EMS-Communications';

23 (11) 'Medical facility' means any hospital, medical clinic, physician's
24 office, nursing home or other health care facility.

25 ~~(8) 'Provisional license' means a license issued by the department to~~
26 ~~an ambulance service on a conditional basis for any reason set out in the~~
27 ~~department's rules, regulations, and standards;~~

28 (12) 'Patient Transport Vehicle' means those vehicles used for
29 transporting any person by stretcher or gurney upon the streets or highways of
30 Arkansas which does not transport persons in emergencies."

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32 SECTION 2. Nothing in this act shall be construed as allowing EMT's to
33 function within the scope of practice of a nurse in a medical facility.

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35 SECTION 3. All provisions of this act of a general and permanent nature
36 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code

1 Revision Commission shall incorporate the same in the Code.

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3 SECTION 4. If any provision of this act or the application thereof to
4 any person or circumstance is held invalid, such invalidity shall not affect
5 other provisions or applications of the act which can be given effect without
6 the invalid provision or application, and to this end the provisions of this
7 act are declared to be severable.

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9 SECTION 5. All laws and parts of laws in conflict with this act are
10 hereby repealed.

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12 EMERGENCY CLAUSE. It is hereby found and determined by the Eighty-second
13 General Assembly that Act 60 of 1999 has been signed into law; that Act 60 of
14 1999 was passed with an emergency clause making Act 60 of 1999 effective on ,
15 the date of the signing of Act 60 of 1999 by the Governor; that numerous
16 businesses in Arkansas will be damaged or destroyed by Act 60 of 1999; that
17 this act will protect those businesses without endangering the people of
18 Arkansas. Therefore, an emergency is declared to exist and this act being
19 immediately necessary for the preservation of the public peace, health and
20 safety shall become effective on the date of its approval by the Governor. If
21 the bill is neither approved nor vetoed by the Governor, it shall become
22 effective on the expiration of the period of time during which the Governor
23 may veto the bill. If the bill is vetoed by the Governor and the veto is
24 overridden, it shall become effective on the date the last house overrides the
25 veto.

26 /s/ Files