

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 87th General Assembly
3 Regular Session, 2009
4

As Engrossed: H3/4/09 H3/12/09 S3/18/09

A Bill

HOUSE BILL 1751

5 By: Representative R. Green
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For An Act To Be Entitled

9 AN ACT TO CLARIFY THE AUTHORITY OF A CITY OF THE
10 FIRST CLASS AND A CITY OF THE SECOND CLASS TO
11 REGULATE AMBULANCE PATIENT TRANSPORTS; AND FOR
12 OTHER PURPOSES.
13

Subtitle

14 TO CLARIFY THE AUTHORITY OF A CITY OF
15 THE FIRST CLASS AND A CITY OF THE SECOND
16 CLASS TO REGULATE AMBULANCE PATIENT
17 TRANSPORTS.
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21 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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23 SECTION 1. Arkansas Code § 14-266-105(a), concerning what ambulance
24 transfers a city is authorized to regulate, is amended to read as follows:

25 (a) Cities of the first class and cities of the second class are
26 authorized:

27 (1) To enact and establish standards, rules, and regulations
28 ~~which that~~ are equal to or greater than those established by the state
29 concerning emergency medical services, as defined in this chapter, and
30 emergency medical technicians, emergency and nonemergency ambulances, and
31 ambulance companies, as defined under §§ 20-13-201 – 20-13-209 and 20-13-211;
32 however, the standards, rules, and regulations shall not be less than those
33 established by this state;

34 (2) To establish, own, operate, regulate, control, manage,
35 permit, franchise, license, and contract with, exclusively or otherwise,
36 emergency medical services, ambulances, ambulance companies, and their



1 relative properties, facilities, equipment, personnel, and any and all
2 aspects attendant to emergency medical services and ambulance operations,
3 whether municipally owned or otherwise, including, ~~but not limited to,~~
4 without limitation rates, fees, charges, or other assessments as the cities
5 consider proper to provide for the health, safety, and welfare of their
6 citizens;

7 (3) To establish an Emergency Medical Health Care Facilities
8 Board, hereinafter called "Emergency Medical Services Board" or "EMS Board",
9 under ~~§§ 14-137-101—14-137-123~~ the Public Facilities Boards Act, § 14-137-
10 101 et seq., and to exercise all the powers conferred in this chapter and the
11 power conferred under ~~§§ 14-137-101—14-137-123~~ the Public Facilities Boards
12 Act, § 14-137-101 et seq., either alone or in conjunction with the EMS Board;

13 (4) To provide emergency medical services to its residents and
14 to the residents of the county, surrounding counties, and municipalities
15 within those counties, but only if the governing bodies of the counties and
16 municipalities request and authorize the service under §§ 14-14-101, 14-14-
17 103 – 14-14-110 or §§ 25-20-101 – 25-20-108;

18 (5)(A) To regulate all intracity patient transports ~~and, all~~
19 intercity patient transports, and all intracounty patient transports
20 originating from within the regulating city. However, this chapter shall not
21 restrict or allow local regulation of not-for-hire on a fee-for-service basis
22 transportation, ~~any intercounty patient transports~~, or intercity patient
23 transports to ~~or from~~ medical facilities within the regulating city
24 originating from anywhere outside the regulating city, except as provided in
25 subdivision (a)(5)(B) of this section;

26 (B) To regulate a patient transport, by ambulance or
27 otherwise, from the regulating city to a medical facility outside the
28 regulating city and to regulate a transport of the same patient from the
29 medical facility outside the regulating city; and

30 (C) To regulate all intracity patient transports by
31 emergency medical service providers with a special purpose license issued by
32 the Department of Health.

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34 /s/ R. Green
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