

1 SB339
2 175517-1
3 By Senator Dial
4 RFD: Health and Human Services
5 First Read: 10-MAR-16

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8 SYNOPSIS: Under existing law, the EMS Advisory Board
9 advises the Board of Health on emergency medical
10 services. Also the State Emergency Medical Control
11 Committee assists the Board of Health in
12 formulating rules and policies concerning emergency
13 medical services.

14 This bill would abolish the EMS Advisory
15 Board and would add eight additional members to the
16 State Emergency Medical Control Committee. One of
17 the additional members would be a physician
18 appointed by the Alabama Hospital Association and
19 the others would be licensed paramedics appointed
20 by various groups involved in emergency medical
21 services. The bill would also specify that each
22 member of the State Emergency Medical Control
23 Committee would have voting privileges.

24
25 A BILL
26 TO BE ENTITLED
27 AN ACT

1
2 Relating to emergency medical services; to amend
3 Sections 22-18-3 and 22-18-40 of the Code of Alabama 1975, to
4 delete references to the EMS Advisory Board and to add eight
5 members to the State Emergency Medical Control Committee; to
6 specify that each member of the State Medical Emergency
7 Control Committee would have voting privileges; and to repeal
8 Section 22-18-5, Code of Alabama 1975, providing for the EMS
9 Advisory Board.

10 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

11 Section 1. Sections 22-18-3 and 28-18-40 of the Code
12 of Alabama 1975, are amended to read as follows:

13 "§22-18-3.

14 "(a) In the manner provided in this section, the
15 Board of Health, ~~with advice and recommendation of the~~
16 ~~advisory board,~~ shall establish and publish reasonable rules
17 and regulations for the training, qualification, scope of
18 privilege, and licensing of EMSP, and provider services, and
19 for the operation, design, equipment, and licensing of air and
20 ground ambulances. In adopting rules and regulations, the
21 Board of Health shall follow the provisions of the Alabama
22 Administrative Procedure Act, and shall, in all cases, hold
23 one or more public hearings prior to adoption, amendment, or
24 rescission of any rule or regulation. At such hearing, any
25 interested person, firm, or corporation or any member of the
26 public may be heard. Any person, firm, or corporation affected
27 by any regulation, amendment, or rescission hereof may appeal

1 consideration thereof to the Circuit Court of Montgomery
2 County pursuant to the provisions of the Administrative
3 Procedure Act.

4 "(b) Regulations adopted under this section shall
5 become effective as provided in the Administrative Procedure
6 Act. From any judgment of the circuit court in any case
7 appealed to it, an appeal shall be made pursuant to the
8 Administrative Procedure Act.

9 "§22-18-40.

10 "(a) The board shall be assisted in formulating
11 rules and policy pertaining to emergency medical services by
12 the State Emergency Medical Control Committee (SEMCC). Each
13 member of the SEMCC shall have voting privileges. Members of
14 the SEMCC shall serve without compensation but shall be
15 entitled to reimbursement for expenses incurred in the
16 performance of the duties of their office at the same rate
17 paid state employees. The chair of SEMCC may establish
18 subcommittees of SEMCC comprised of representatives from
19 ambulance, fire, rescue, and other EMS groups, as needed.

20 "(b) The SEMCC shall be composed as follows:

21 "(1) The medical directors of each EMS region
22 designated by the board as ex officio members ~~with voting~~
23 ~~privileges.~~

24 "(2) One member who shall be a physician appointed
25 by the Alabama Chapter of the American College of Emergency
26 Physicians.

1 "(3) One member who shall be a physician appointed
2 by the State Committee on Trauma of the American College of
3 Surgeons.

4 "(4) One member who shall be a physician appointed
5 by the Alabama Chapter of the American Academy of Pediatrics.

6 "(5) The State EMS Medical Director, as an ex
7 officio member ~~with voting privileges~~, who shall serve as its
8 chair.

9 "(6) The State Trauma Consultant if a physician is
10 designated as such by the Board of Health or pursuant to other
11 procedure established by law as an ex officio member ~~with~~
12 ~~voting privileges~~.

13 "(7) One member who shall be an Alabama physician
14 appointed by the Alabama Chapter of the Association of Air
15 Medical Services.

16 "~~(8) The Chair of the State EMS Advisory Board, as~~
17 ~~ex officio member with no voting privileges.~~

18 "~~(9)~~ (8) One member who shall be a physician
19 appointed by the Alabama Hospital Association.

20 "(9) One member who shall be a paramedic licensed in
21 this state appointed by the Alabama Ambulance Association.

22 "(10) One member who shall be a paramedic licensed
23 in this state appointed by the Alabama Association of Rescue
24 Squads.

25 "(11) One member who shall be a paramedic licensed
26 in this state appointed by the Alabama Emergency Medical
27 Services Association.

1 "(12) One member who shall be a paramedic licensed
2 in this state appointed by the Alabama Chapter of the
3 Association of Air Medical Services.

4 "(13) One member who shall be a paramedic licensed
5 in this state appointed by the Professional Firefighters of
6 Alabama.

7 "(14) One member who shall be a paramedic licensed
8 in this state appointed by the Alabama Association of
9 Volunteer Fire Departments.

10 "(15) One member who shall be a paramedic licensed
11 in this state appointed by the Alabama Association of Fire
12 Chiefs.

13 "(16) One member who shall be a paramedic licensed
14 in this state appointed by the Alabama Firefighters
15 Association.

16 "(c) Each representative shall serve for a period of
17 four years or until his or her successor is appointed,
18 whichever is sooner.

19 "(d) Any vacancy shall be filled by the organization
20 selecting the vacating member. In case of a vacancy, the new
21 appointee shall serve the remainder of the unexpired term.

22 "(e) Each ex officio member's term is indefinite.

23 "(f) With the consent of a majority of the members,
24 the chair shall set requirements for proxy representation,
25 voting, and the establishment of a quorum.

1 "(g) The membership of the SEMCC shall be inclusive
2 and reflect the racial, gender, geographic, urban/rural, and
3 economic diversity of the state."

4 Section 2. Section 22-18-5, Code of Alabama 1975, is
5 repealed.

6 Section 3. This act shall become effective
7 immediately following its passage and approval by the
8 Governor, or its otherwise becoming law.