

EMS Agenda for the Future (1996)

The Vision

Emergency medical services (EMS) of the future will be community-based health management that is fully integrated with the overall health care system. It will have the ability to identify and modify illness and injury risks, provide acute illness and injury care and follow-up, and contribute to treatment of chronic conditions and community health monitoring. This new entity will be developed from redistribution of existing health care resources and will be integrated with other health care providers and public health and public safety agencies. It will improve community health and result in more appropriate use of acute health care resources. EMS will remain the public's emergency medical safety net.

TITLE 50. HEALTH AND SAFETY

CHAPTER 6. EMERGENCY MEDICAL SERVICES

Part 1. Development of Program

50-6-101. Legislative purpose.

50-6-102. Department to establish and administer program.

50-6-103. Powers of department.

50-6-104. Interdepartmental cooperation required.

50-6-105. Emergency medical care standards -- review process.

50-6-101. Legislative purpose. The public welfare requires the providing of assistance and encouragement for the development of a comprehensive **emergency care system** for Montanans who each year are dying and suffering needlessly because of inadequate emergency medical services. The repeated loss of persons who die unnecessarily because necessary life-support personnel and equipment are not available to victims of accidents and sudden illness is a tragedy that can and must be eliminated. The development of an **emergency care system** is in the interest of the social well-being and health and safety of the state and all its people **who require emergency and community-based medical care.**

50-6-102. Department to establish and administer program. The department of public health and human services shall establish and administer an **emergency care system.**

50-6-103. Powers of department. (1) The department of public health and human services is authorized to confer and cooperate with any other persons, organizations, and governmental agencies that have an interest in emergency medical services problems and needs.

(2) The department is authorized to accept, receive, expend, and administer any funds that are now available or that may be donated, granted, or appropriated to the department.

(3) The department may, after consultation with the trauma care committee, the Montana committee on trauma of the American college of surgeons, the Montana hospital association, and the Montana medical association, adopt rules necessary to implement part 4 of this chapter.

(4) **The department shall continually assess and, as needed, revise the functions and components of the emergency care system that it regulates to improve the quality of emergency medical services and have the emergency care system adapt to changing emergency medical needs of the citizens of Montana.**

(5) **The emergency care system should be fully integrated with the overall health care system, and in particular, with the public health system, to identify, modify and manage illness and injury.**

TITLE 50. HEALTH AND SAFETY
CHAPTER 6. EMERGENCY MEDICAL SERVICES
Part 3. Ambulance Service Licensing

50-6-301. Findings

50-6-302. Definitions

50-6-304. Cooperative agreements -- gifts, grants, and donations

50-6-306. License required

50-6-307. License fee

50-6-308. Cancellation of license

50-6-310. Notice and hearing required.

50-6-311. Return of license for destruction or deletion

50-6-313. Inspections

50-6-314. Authority of department to compel and take testimony

50-6-315. County attorney to prosecute violations

50-6-316. Criminal and civil penalties

50-6-317. Liability protection

50-6-320. Private air ambulance service -- findings -- exemptions from insurance code

50-6-322. Staffing -- nonemergency ambulance transports -- transports in rural areas

50-6-323. Powers and duties of department

50-6-324. Advisory committee

50-6-325. Waiver of licensing requirements

50-6-326. Injunction to require compliance

50-6-327. Administrative enforcement

50-6-302. Definitions. As used in this part, unless the context requires otherwise, the following definitions apply:

(5) "Emergency medical service" means an ambulance service or nontransporting unit licensed by the department to provide:

(a) prehospital or interfacility emergency medical transportation or treatment services, or

(b) **community-based health care services that are integrated with the overall health care system.**

(6) **"Emergency care system" means an organized system of emergency medical care including prevention and community-based care of injury and illness, recognition of an emergency, access of the system, provision of prehospital care and definitive care in the hospital.**

Community Paramedicine Legislation – Discussion Draft

TITLE 50. HEALTH AND SAFETY

CHAPTER 6. EMERGENCY MEDICAL SERVICES

Part 2. Emergency Medical Technicians

50-6-201. Legislative findings -- duty of board.

50-6-202. Definitions.

50-6-203. Rules.

50-6-206. Consent.

50-6-207. Construction.

50-6-201. Legislative findings -- duty of board. (1) The legislature finds and declares that:

(a) a program for emergency medical technicians is required in order to provide the safest and most efficient delivery of emergency medical care, and

(b) prompt and efficient emergency medical care of the sick and injured at the scene and during transport to a health care facility is an important ingredient necessary for reduction of the mortality and morbidity rate during the first critical minutes immediately after an accident or the onset of an emergent condition, and

(c) community-based health care integrated with the overall health care system can help prevent illness and injury.

(2) The board has a duty to ensure that emergency medical technicians provide proper treatment to patients in their care.

Other Statutory Considerations

- Medicaid Waiver Legislation
 - Nebraska
 - North Dakota
 - Minnesota
- Consider Liability Protections
- Develop definitions of Community Health EMS program under EMS service licensing rules
 - Service permit?
 - Program roles
 - Medical oversight
 - Reporting
- Develop definitions for Community Health EMT and Community Paramedic under BOME rules
 - Education
 - Medical direction
 - Endorsement?