

HOUSE BILL No. 2664

By Committee on Health and Human Services

1-23

AN ACT concerning emergency medical services; relating to scope of practice; activities; amending K.S.A. 2001 Supp. 65-6110, 65-6112, 65-6119, 65-6120, 65-6121, 65-6123, 65-6133 and 65-6144 and repealing the existing sections; also repealing K.S.A. 65-6122.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 2001 Supp. 65-6110 is hereby amended to read as follows: 65-6110. (a) The board shall adopt any rules and regulations necessary ~~for the regulation of ambulance services to administer this act.~~ Such rules and regulations shall include: (1) A classification of the different types of ambulance services; (2) requirements as to equipment necessary for ambulances and rescue vehicles; (3) qualifications and training of attendants, instructor-coordinators and training officers; (4) *establishing the scope of practice for each classification of attendant*; (5) requirements for the licensure and renewal of licensure for ambulances and rescue vehicles; ~~(5) and (6) records and equipment to be maintained by operators, instructor-coordinators, training officers, providers of training and attendants; and (6) such other matters as the board deems necessary to implement and administer the provisions of this act.~~

(b) In defining the scope of practice, the board shall consider: (1) The training curriculum for each attendant classification; (2) the scope of practice and limitations prescribed by national organizations which describe attendant classifications within the emergency medical services profession; and (3) services recognized by the emergency medical services profession as appropriate to be performed by each attendant classification.

~~(b)~~ (c) The provisions of this act shall not apply to rescue vehicles operated by a fire department.

Sec. 2. K.S.A. 2001 Supp. 65-6112 is hereby amended to read as follows: 65-6112. As used in this act:

(a) "Administrator" means the administrator of the emergency medical services board.

(b) "Ambulance" means any privately or publicly owned motor vehicle, airplane or helicopter designed, constructed, prepared and equipped for use in transporting and providing emergency care for individuals who are ill or injured.

1 (c) "Ambulance service" means any organization operated for the
2 purpose of transporting sick or injured persons to or from a place where
3 medical care is furnished, whether or not such persons may be in need
4 of emergency or medical care in transit.

5 (d) "Attendant" means a first responder, emergency medical tech-
6 nician, emergency medical technician-intermediate, emergency medical
7 technician-defibrillator ~~or a~~ mobile intensive care technician *or a para-*
8 *medic* certified pursuant to this act.

9 (e) "Board" means the emergency medical services board established
10 pursuant to K.S.A. 65-6102, and amendments thereto.

11 (f) "Emergency medical service" means the effective and coordinated
12 delivery of such care as may be required by an emergency which includes
13 the care and transportation of individuals by ambulance services and the
14 performance of authorized emergency care by a physician, professional
15 nurse, a licensed physician assistant or attendant.

16 (g) "Emergency medical technician" means a person who holds an
17 emergency medical technician certificate issued pursuant to this act.

18 (h) "Emergency medical technician-defibrillator" means a person
19 who holds an emergency medical technician defibrillator certificate issued
20 pursuant to this act.

21 (i) "Emergency medical technician-intermediate" means a person
22 who holds an emergency medical technician intermediate certificate is-
23 sued pursuant to this act.

24 (j) "First responder" means a person who holds a first responder cer-
25 tificate issued pursuant to this act.

26 (k) "Hospital" means a hospital as defined by K.S.A. 65-425, and
27 amendments thereto.

28 (l) "Instructor-coordinator" means a person who is certified under
29 this act to teach initial courses of certification of instruction and contin-
30 uing education classes.

31 (m) "Medical adviser" means a physician.

32 (n) "Medical protocols" mean written guidelines which authorize at-
33 tendants to perform certain medical procedures prior to contacting a phy-
34 sician, or professional nurse authorized by a physician. These protocols
35 shall be developed and approved by a county medical society or, if there
36 is no county medical society, the medical staff of a hospital to which the
37 ambulance service primarily transports patients.

38 (o) "Mobile intensive care technician" means a person who holds a
39 mobile intensive care technician certificate *or a paramedic certificate* is-
40 sued pursuant to this act.

41 (p) "Municipality" means any city, county, township, fire district or
42 ambulance service district.

43 (q) "Nonemergency transportation" means the care and transport of

1 a sick or injured person under a foreseen combination of circumstances
2 calling for continuing care of such person. As used in this subsection,
3 transportation includes performance of the authorized level of services of
4 the attendant whether within or outside the vehicle as part of such trans-
5 portation services.

6 (r) “Operator” means a person or municipality who has a permit to
7 operate an ambulance service in the state of Kansas.

8 (s) “Paramedic” means a person who holds a mobile intensive care
9 technician certificate or a paramedic certificate pursuant to this act.

10 ~~(s)~~ (t) “Person” means an individual, a partnership, an association, a
11 joint-stock company or a corporation.

12 ~~(t)~~ (u) “Physician” means a person licensed by the state board of
13 healing arts to practice medicine and surgery.

14 ~~(u)~~ (v) “Physician assistant” means a person who is licensed under
15 the physician assistant licensure act and who is acting under the direction
16 of a responsible physician under K.S.A. 2001 Supp. 65-28a01 et seq., and
17 amendments thereto.

18 ~~(v)~~ (w) “Professional nurse” means a licensed professional nurse as
19 defined by K.S.A. 65-1113, and amendments thereto.

20 ~~(w)~~ (x) “Provider of training” means a corporation, partnership, ac-
21 credited postsecondary education institution, ambulance service, fire de-
22 partment, hospital or municipality that conducts training programs that
23 include, but are not limited to, initial courses of instruction and continuing
24 education for attendants, instructor-coordinators or training officers.

25 ~~(x)~~ (y) “Responsible physician” means responsible physician as such
26 term is defined under K.S.A. 2001 Supp. 65-28a02 and amendments
27 thereto.

28 (z) “Scope of practice” means activities that an attendant is author-
29 ized to perform, when providing out-of-hospital care or transportation of
30 sick or injured individuals.

31 ~~(y)~~ (aa) “Training officer” means a person who is certified pursuant
32 to this act to teach initial courses of instruction for first responders and
33 continuing education as prescribed by the board.

34 Sec. 3. K.S.A. 2001 Supp. 65-6119 is hereby amended to read as
35 follows: 65-6119. ~~Notwithstanding any other provision of law~~ (a) Until
36 such time as the board adopts rules and regulations establishing the scope
37 of practice for paramedics, mobile intensive care technicians may:

38 ~~(a)~~ (1) Perform all the authorized activities identified in K.S.A. 65-
39 6121, and amendments thereto;

40 ~~(b)~~ (2) perform cardiopulmonary resuscitation and defibrillation;

41 ~~(c)~~ (3) when voice contact or a telemetered electrocardiogram is
42 monitored by a physician, physician’s assistant where authorized by a phy-
43 sician or licensed professional nurse where authorized by a physician and

1 direct communication is maintained, and upon order of such person may-
2 administer such medications or procedures as may be deemed neces-
3 sary by a person identified in ~~subsection (e) this paragraph~~;

4 ~~(d)~~ (4) perform, during an emergency, those activities specified in
5 ~~subsection (e) paragraph (3)~~ before contacting a person identified in ~~sub-~~
6 ~~section (e) paragraph (3)~~ when specifically authorized to perform such
7 activities by medical protocols; and

8 ~~(e)~~(5) perform, during nonemergency transportation, those activities
9 specified in this section when specifically authorized to perform such
10 activities by medical protocols.

11 (b) *Whenever the term “mobile intensive care technician” is used in*
12 *this state’s statutes, it shall be construed to include paramedics.*

13 (c) *Whenever the term “paramedic” is used in this state’s statutes, it*
14 *shall be construed to include mobile intensive care technicians unless the*
15 *context clearly shows otherwise.*

16 Sec. 4. K.S.A. 2001 Supp. 65-6120 is hereby amended to read as
17 follows: 65-6120. ~~Notwithstanding any other provision of law to the con-~~
18 ~~trary~~ *Until such time as the board adopts rules and regulations establish-*
19 *ing the scope of practice for an emergency medical technician-interme-*
20 *diante, an emergency medical technician-intermediate may:*

21 (a) Perform any of the activities identified by K.S.A. 65-6121, and
22 amendments thereto;

23 (b) when approved by medical protocols and where voice contact by
24 radio or telephone is monitored by a physician, physician’s assistant where
25 authorized by a physician or licensed professional nurse where authorized
26 by a physician, and direct communication is maintained, upon order of
27 such person, may perform veni-puncture for the purpose of blood sam-
28 pling collection and initiation and maintenance of intravenous infusion of
29 saline solutions, dextrose and water solutions or ringers lactate IV solu-
30 tions, endotracheal intubation and administration of nebulized albuterol;

31 (c) perform, during an emergency, those activities specified in sub-
32 section (b) before contacting the persons identified in subsection (b)
33 when specifically authorized to perform such activities by medical pro-
34 tocols; or

35 (d) perform, during nonemergency transportation, those activities
36 specified in this section when specifically authorized to perform such
37 activities by medical protocols.

38 Sec. 5. K.S.A. 2001 Supp. 65-6121 is hereby amended to read as
39 follows: 65-6121. ~~Notwithstanding any other provision of law to the con-~~
40 ~~trary~~ *Until such time as the board adopts rules and regulations establish-*
41 *ing the scope of practice for an emergency medical technician, an emer-*
42 *gency medical technician may perform any of the following activities:*

43 (a) Patient assessment and vital signs;

- 1 (b) airway maintenance including the use of:
2 (1) Oropharyngeal and nasopharyngeal airways;
3 (2) esophageal obturator airways with or without gastric suction
4 device;
5 (3) multi-lumen airway; and
6 (4) oxygen demand valves.
7 (c) Oxygen therapy;
8 (d) oropharyngeal suctioning;
9 (e) cardiopulmonary resuscitation procedures;
10 (f) control accessible bleeding;
11 (g) apply pneumatic anti-shock garment;
12 (h) manage outpatient medical emergencies;
13 (i) extricate patients and utilize lifting and moving techniques;
14 (j) manage musculoskeletal and soft tissue injuries including dressing
15 and bandaging wounds or the splinting of fractures, dislocations, sprains
16 or strains;
17 (k) use of backboards to immobilize the spine;
18 (l) administer syrup of ipecac, activated charcoal and glucose;
19 (m) monitor peripheral intravenous line delivering intravenous fluids
20 during interfacility transport with the following restrictions:
21 (1) The physician approves the transfer by an emergency medical
22 technician;
23 (2) no medications or nutrients have been added to the intravenous
24 fluids; and
25 (3) the emergency medical technician may monitor, maintain and
26 shut off the flow of intravenous fluid;
27 (n) use automated external defibrillators;
28 (o) perform, during nonemergency transportation, those activities
29 specified in this section when specifically authorized to perform such
30 activities by medical protocols; or
31 (p) when authorized by medical protocol, assist the patient in the
32 administration of the following medications which have been prescribed
33 for that patient: Auto-injection epinephrine, sublingual nitroglycerin and
34 inhalers for asthma and emphysema.
- 35 Sec. 6. K.S.A. 2001 Supp. 65-6123 is hereby amended to read as
36 follows: 65-6123. ~~Notwithstanding any other provision of law to the con-~~
37 ~~trary~~ *Until such time as the board adopts rules and regulations establish-*
38 *ing the scope of practice for an emergency medical technician-defibrilla-*
39 *tor, an emergency medical technician-defibrillator may:*
40 (a) Perform any of the activities identified in K.S.A. 65-6121, and
41 amendments thereto;
42 (b) when approved by medical protocols and where voice contact by
43 radio or telephone is monitored by a physician, physician's assistant where

1 authorized by a physician or licensed professional nurse where authorized
2 by a physician, and direct communication is maintained, upon order of
3 such person, may perform electrocardiographic monitoring and
4 defibrillation;

5 (c) perform, during an emergency, those activities specified in sub-
6 section (b) before contacting the persons identified in subsection (b)
7 when specifically authorized to perform such activities by medical pro-
8 tocols; or

9 (d) perform, during nonemergency transportation, those activities
10 specified in this section when specifically authorized to perform such
11 activities by medical protocols.

12 Sec. 7. K.S.A. 2001 Supp. 65-6133 is hereby amended to read as
13 follows: 65-6133. (a) An attendant's ~~or instructor-coordinator's~~ certificate
14 may be denied, revoked, limited, modified or suspended by the board or
15 the board may refuse to renew such certificate upon proof that such
16 individual:

17 (1) Has made intentional misrepresentations in obtaining a certificate
18 or renewing a certificate;

19 (2) has performed or attempted to perform activities not authorized
20 by statute *or has provided or attempted to provide services that are not*
21 *within the scope of practice* at the level of certification held by the
22 individual;

23 (3) has demonstrated incompetence as defined by rules and regula-
24 tions adopted by the board or has provided inadequate patient care as
25 determined by the board;

26 (4) has violated or aided and abetted in the violation of any provision
27 of this act or the rules and regulations promulgated thereunder;

28 (5) has been convicted of a felony and, after investigation by the
29 board, it is determined that such person has not been sufficiently reha-
30 bilitated to warrant the public trust;

31 (6) has demonstrated an inability to perform authorized activities with
32 reasonable skill and safety by reason of illness, alcoholism, excessive use
33 of drugs, controlled substances or any physical or mental condition; or

34 (7) has engaged in unprofessional conduct, as defined by rules and
35 regulations adopted by the board.

36 (b) The board may limit, modify, revoke or suspend an attendant's ~~or~~
37 ~~instructor-coordinator's~~ certificate or the board may refuse to renew such
38 certificate in accordance with the provisions of the Kansas administrative
39 procedure act.

40 Sec. 8. K.S.A. 2001 Supp. 65-6144 is hereby amended to read as
41 follows: 65-6144. ~~A~~ *Until such time as the board adopts rules and regu-*
42 *lations establishing the scope of practice for a first responder, a first re-*
43 *sponder may perform any of the following activities:*

1 (a) Initial scene management including, but not limited to, gaining
2 access to the individual in need of emergency care, extricating, lifting and
3 moving the individual;

4 (b) cardiopulmonary resuscitation and airway management;

5 (c) control of bleeding;

6 (d) extremity splinting excluding traction splinting;

7 (e) stabilization of the condition of the individual in need of emer-
8 gency care;

9 (f) oxygen therapy;

10 (g) use of oropharyngeal airways;

11 (h) use of bag valve masks;

12 (i) use automated external defibrillators; and

13 (j) other techniques of preliminary care a first responder is trained to
14 provide as approved by the board.

15 Sec. 9. K.S.A. 65-6122 and K.S.A. 2001 Supp. 65-6110, 65-6112, 65-
16 6119, 65-6120, 65-6121, 65-6123, 65-6133 and 65-6144 are hereby
17 repealed.

18 Sec. 10. This act shall take effect and be in force from and after its
19 publication in the statute book.

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