

## HOUSE BILL No. 2912

By Committee on Health and Human Services

2-13

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AN ACT concerning emergency medical services; establishing a graduate level of certification; amending K.S.A. 2001 Supp. 65-6112, 65-6120, 65-6121, 65-6123 and 65-6133 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. 65-6112 is hereby amended to read as follows: 65-6112. As used in this act, *unless the context clearly shows otherwise:*

(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.

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

(d) "Attendant" means a first responder, emergency medical technician, emergency medical technician-intermediate, emergency medical technician-defibrillator ~~or~~, a mobile intensive care technician *or a paramedic* certified pursuant to this act.

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

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

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

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

1 (i) “Emergency medical technician-intermediate” means a person  
2 who holds an emergency medical technician intermediate certificate is-  
3 sued pursuant to this act.

4 (j) “First responder” means a person who holds a first responder cer-  
5 tificate issued pursuant to this act.

6 (k) “Hospital” means a hospital as defined by K.S.A. 65-425, and  
7 amendments thereto.

8 (l) “Instructor-coordinator” means a person who is certified under  
9 this act to teach initial courses of certification of instruction and contin-  
10 uing education classes.

11 (m) “Medical adviser” means a physician.

12 (n) “Medical protocols” mean written guidelines which authorize at-  
13 tendants to perform certain medical procedures prior to contacting a phy-  
14 sician, or professional nurse authorized by a physician. These protocols  
15 shall be developed and approved by a county medical society or, if there  
16 is no county medical society, the medical staff of a hospital to which the  
17 ambulance service primarily transports patients.

18 (o) “Mobile intensive care technician” means a person who holds a  
19 mobile intensive care technician certificate *or a paramedic certificate* is-  
20 sued pursuant to this act.

21 (p) “Municipality” means any city, county, township, fire district or  
22 ambulance service district.

23 (q) “Nonemergency transportation” means the care and transport of  
24 a sick or injured person under a foreseen combination of circumstances  
25 calling for continuing care of such person. As used in this subsection,  
26 transportation includes performance of the authorized level of services of  
27 the attendant whether within or outside the vehicle as part of such trans-  
28 portation services.

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

31 (s) “*Paramedic*” means a person who holds a mobile intensive care  
32 technician certificate *or a paramedic certificate issued pursuant to this*  
33 *act*.

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

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

38 ~~(u)~~ (v) “Physician assistant” means a person who is licensed ~~under~~  
39 ~~the physician assistant licensure act and who is acting under the direction~~  
40 ~~of a responsible physician in accordance with K.S.A. 65-28a01 et seq. and~~  
41 ~~amendments thereto.~~

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

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

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

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

12 Sec. 2. K.S.A. 2001 Supp. 65-6120 is hereby amended to read as  
13 follows: 65-6120. (a) Notwithstanding any other provision of law to the  
14 contrary, an emergency medical technician-intermediate may:

15 ~~(a)~~ (1) Perform any of the activities identified by K.S.A. 65-6121, and  
16 amendments thereto;

17 ~~(b)~~ (2) when approved by medical protocols and where voice contact  
18 by radio or telephone is monitored by a physician, physician’s assistant  
19 where authorized by a physician or licensed professional nurse where  
20 authorized by a physician, and direct communication is maintained, upon  
21 order of such person, may perform veni-puncture for the purpose of  
22 blood sampling collection and initiation and maintenance of intravenous  
23 infusion of saline solutions, dextrose and water solutions or ringers lactate  
24 IV solutions, endotracheal intubation and administration of nebulized  
25 albuterol;

26 ~~(c)~~ (3) perform, during an emergency, those activities specified in  
27 subsection (2) before contacting the persons identified in subsection (2)  
28 when specifically authorized to perform such activities by medical pro-  
29 tocols; or

30 ~~(d)~~ (4) perform, during nonemergency transportation, those activities  
31 specified in this section when specifically authorized to perform such  
32 activities by medical protocols.

33 (b) *The board may adopt rules and regulations authorizing other*  
34 *techniques of patient care that an emergency medical technician-inter-*  
35 *mediate may provide after considering:*

36 (1) *The training curriculum of an emergency medical technician-*  
37 *intermediate;*

38 (2) *any limitations prescribed by national organizations in the emer-*  
39 *gency medical services profession which address the emergency medical*  
40 *technician-intermediate classification; and*

41 (3) *services recognized by the emergency medical services profession*  
42 *as appropriate to be performed by emergency medical technician-inter-*  
43 *mediates.*

1 Sec. 3. K.S.A. 2001 Supp. 65-6121 is hereby amended to read as  
2 follows: 65-6121. (a) Notwithstanding any other provision of law to the  
3 contrary, an emergency medical technician may perform any of the fol-  
4 lowing activities:

- 5 ~~(a)~~ (1) Patient assessment and vital signs;  
6 ~~(b)~~ (2) airway maintenance including the use of:  
7 ~~(1)~~ (A) Oropharyngeal and nasopharyngeal airways;  
8 ~~(2)~~ (B) esophageal obturator airways with or without gastric suction  
9 device;  
10 ~~(3)~~ (C) multi-lumen airway; and  
11 ~~(4)~~ (D) oxygen demand valves.  
12 ~~(c)~~ (3) Oxygen therapy;  
13 ~~(d)~~ (4) oropharyngeal suctioning;  
14 ~~(e)~~ (5) cardiopulmonary resuscitation procedures;  
15 ~~(f)~~ (6) control accessible bleeding;  
16 ~~(g)~~ (7) apply pneumatic anti-shock garment;  
17 ~~(h)~~ (8) manage outpatient medical emergencies;  
18 ~~(i)~~ (9) extricate patients and utilize lifting and moving techniques;  
19 ~~(j)~~ (10) manage musculoskeletal and soft tissue injuries including  
20 dressing and bandaging wounds or the splinting of fractures, dislocations,  
21 sprains or strains;  
22 ~~(k)~~ (11) use of backboards to immobilize the spine;  
23 ~~(l)~~ (12) administer syrup of ipecac, activated charcoal and glucose;  
24 ~~(m)~~ (13) monitor peripheral intravenous line delivering intravenous  
25 fluids during interfacility transport with the following restrictions:  
26 ~~(1)~~ (A) The physician approves the transfer by an emergency medical  
27 technician;  
28 ~~(2)~~ (B) no medications or nutrients have been added to the intrave-  
29 nous fluids; and  
30 ~~(3)~~ (C) the emergency medical technician may monitor, maintain and  
31 shut off the flow of intravenous fluid;  
32 ~~(n)~~ (14) use automated external defibrillators;  
33 ~~(o)~~ (15) perform, during nonemergency transportation, those activi-  
34 ties specified in this section when specifically authorized to perform such  
35 activities by medical protocols; or  
36 ~~(p)~~ (16) when authorized by medical protocol, assist the patient in  
37 the administration of the following medications which have been pre-  
38 scribed for that patient: Auto-injection epinephrine, sublingual nitroglyc-  
39 erin and inhalers for asthma and emphysema.  
40 (b) *The board may adopt rules and regulations authorizing other*  
41 *techniques of patient care that an emergency medical technician may pro-*  
42 *vide after considering:*  
43 (1) *The training curriculum of an emergency medical technician;*

1 (2) *any limitations prescribed by national organizations in the emer-*  
2 *gency medical technician classification; and*

3 (3) *services recognized by the emergency medical services profession*  
4 *as appropriate to be performed by emergency medical technicians.*

5 Sec. 4. K.S.A. 2001 Supp. 65-6123 is hereby amended to read as  
6 follows: 65-6123. (a) Notwithstanding any other provision of law to the  
7 contrary, an emergency medical technician-defibrillator may:

8 ~~(a)~~ (1) Perform any of the activities identified in K.S.A. 65-6121, and  
9 amendments thereto;

10 ~~(b)~~ (2) when approved by medical protocols and where voice contact  
11 by radio or telephone is monitored by a physician, physician's assistant  
12 where authorized by a physician or licensed professional nurse where  
13 authorized by a physician, and direct communication is maintained, upon  
14 order of such person, may perform electrocardiographic monitoring and  
15 defibrillation;

16 ~~(c)~~ (3) perform, during an emergency, those activities specified in  
17 ~~subsection (b) paragraph (2)~~ before contacting the persons identified in  
18 ~~subsection (b) paragraph (2)~~ when specifically authorized to perform  
19 such activities by medical protocols; or

20 ~~(d)~~ (4) perform, during nonemergency transportation, those activities  
21 specified in this section when specifically authorized to perform such  
22 activities by medical protocols.

23 (b) *The board may adopt rules and regulations authorizing other*  
24 *techniques of patient care that an emergency medical technician-defibril-*  
25 *lator may provide after considering:*

26 (1) *The training curriculum of an emergency medical technician-*  
27 *defibrillator;*

28 (2) *any limitations prescribed by national organizations in the emer-*  
29 *gency medical services profession which address the emergency medical*  
30 *technician-defibrillator classification; and*

31 (3) *services recognized by the emergency medical services profession*  
32 *as appropriate to be performed by emergency medical technician-defib-*  
33 *rillator.*

34 Sec. 5. K.S.A. 2001 Supp. 65-6133 is hereby amended to read as  
35 follows: 65-6133. (a) An attendant's ~~or instructor-coordinator's~~ certificate  
36 may be denied, revoked, limited, modified or suspended by the board or  
37 the board may refuse to renew such certificate upon proof that such  
38 individual:

39 (1) Has made intentional misrepresentations in obtaining a certificate  
40 or renewing a certificate;

41 (2) has performed or attempted to perform activities not authorized  
42 by statute *or rule and regulation* at the level of certification held by the  
43 individual;

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

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

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

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

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

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

18 Sec. 6. K.S.A. 65-6122 and K.S.A. 2001 Supp. 65-6112, 65-6120, 65-  
19 6121, 65-6123 and 65-6133 are hereby repealed.

20 Sec. 7. This act shall take effect and be in force from and after its  
21 publication in the statute book.

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