

Approved

Ivan Sand 1/27/88  
Date

MINUTES OF THE House COMMITTEE ON Local Government

The meeting was called to order by Representative Ivan Sand at  
Chairperson

1:30 ~~a.m.~~/p.m. on January 20, 1988 in room 521-S of the Capitol.

All members were present except:

Committee staff present:

Mike Heim, Legislative Research Dept.  
Bill Edds, Revisor of Statutes' Office  
Lenore Olson, Committee, Secretary

Conferees appearing before the committee:

Robert Orth, Kansas Ass'n of EMT, Kansas Ass'n of EMS Administration and  
representative of four EMS regions.

Warren Waters, Auburn, Kansas

Tom Pollan, Sedgewick County EMS Director

James Todd, Kansas State Fire Fighters Association

Dan Stateson, Region 4 EMS President

Jo Ann Knak, Chairwoman of Kansas Association of EMS Administrators  
and Director of Marion County Ambulance Service

Dr. James Cooney, Dean, School of Allied Health, University of Kansas  
Medical Center

Jim Kaup, General Counsel for the League of Kansas Municipalities

Jim Kaup, General Counsel for the League of Kansas Municipalities  
requested that the committee introduce two new bills. (Attachments 1 & 2)

1. To amend Statutes relating to elected and appointed  
officers in cities of the second and third classes.
2. Amend the Historic Preservation Act.

A motion was made by Representative Miller and seconded by Representative  
Acheson to introduce the first bill. The motion carried.

A motion was made by Representative Holmes and seconded by  
Representative Dean to introduce the second bill. The motion carried.

Robert Orth testified on HB 2639, stating that he supports consolidation  
of statutes, with changes. He is concerned with the cost of EMS and  
the quality of care. He said that more training is needed for volunteer  
services. (Attachments 3 & 4)

Warren Waters reviewed his problems in trying to be State Certified as  
an Emergency Medical Technician. (Attachment 5)

Tom Pollan testified on HB 2639, stating that some changes should be  
made in various sections of the bill. He explained the efficiency of  
the Sedgewick County EMS and their good record. (Attachment 6)

James Todd testified on HB 2639, stating that 40% of EMT's in Kansas  
are fire fighters. He stated that this is a good bill but changes  
need to be made.

Dan Stateson testified in support of HB 2639. (Attachment 7)

Jo Ann Knak testified on HB 2639. She stated that she supports the  
testimony presented by Robert Orth. She wants EMS to remain in Topeka.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Local Government,  
room 521-S, Statehouse, at 1:30 a.m./p.m. on January 20, 1988

Dr James Cooney testified on HB 2639, stating that he supports the legislation, but is concerned about the subject of physician's oversight. He also stated that Kansas University will close their EMS field oversight program in June of 1988. (Attachment 8)

Discussion was held on the proposed location of the Division of Emergency Medical Services and the role of the regional system.

Chairman Sand recommended incorporating some of the testimony into the bill.

Testimony on HB 2639 is scheduled to resume on January 21, 1988.

The minutes of January 13, 1988 were approved as presented.

Meeting adjourned

HOUSE COMMITTEE ON LOCAL GOVERNMENT

DATE 1-20-88

NAME	ADDRESS	REPRESENTING
DAN MORABITO	MANHATTAN KS. 2011 CLAFFIN RD.	Riley County EMS
DAN STATESON	623 9th AVE. LY. KS.	REGION IV E.M.S. COUNCIL
Steve Huelbert	1576 MADISON FREDONIA	FREDONIA Reg. E.M.S. REGION III E.M.S. COUNCIL
Dale Creed	2728 Pawnee Ln. Lawrence, KS	Ks EMT ASSOC.
Joe Tribodan	Lawrence	Ks State Firefighters Assoc.
James A. Judd	Wichita	Ks Firefighters
JOHN COSLETT	TOPEKA	STATE FIRE MARSHAL OFFICE
Ed Korman	"	" " "
Aaron Estabrook	Ark City	Firefighters
GARTH HULSE	Landon St off Bldg	HEALTH + ENVIRONMENT
Harry Holze	Topeka	Region IV EMS
Janet Night	Marysville, Ks.	Marysville amb. Service
Willie Martin	Wichita	Sedwick County
Chip Wheelen	Topeka	KMS
JERRY MARLATT	"	KSCFF
Al Dimmity	KCKS	Kumc
BARB KEINERT	TOPEKA	RPOA
Janet Head	KC, KS	KUMC
JAMES P. COONEY	KC, KS	KUMC
TERRY STEVENS	TOPEKA	CITY OF TOPEKA
Gov. Water	Auburn	Self
Rep. Quin Barr	Auburn	51 <sup>st</sup> Dist
JW Pella	338 N. MAIN WICHITA	SEDWICK Co EMS
BOB BRADLEY	Topeka	Ks Assoc of Counties







## League of Kansas Municipalities

PUBLISHERS OF KANSAS GOVERNMENT JOURNAL/112 WEST SEVENTH ST., TOPEKA, KANSAS 66603/AREA 913-354-9565

TO: Chairman Sand and Members,  
House Local Government Committee

FROM: Jim Kaup, League General Counsel

DATE: January 19, 1988

RE: Request for Committee Introduction of a Bill to  
Amend the Historic Preservation Act.

Cities are subject to the Kansas Historic Preservation Act, K.S.A. 75-2701 et seq. That Act requires, at K.S.A. 1987 Supp. 75-2724, that Kansas governmental agencies, including cities, give the state historical preservation officer notice and an opportunity to investigate and comment upon any proposed "project" (activities) which affects any recognized "historic property...or the environs of such property."

A recent Attorney General Opinion (AGO No. 87-114) has brought to the League's attention a shortcoming in the Act which we believe creates an unnecessary and expensive burden upon cities, counties and other units of government without serving any constructive purpose.

AGO 87-114 opined that a rezoning of land by the City of Lawrence was a "project" subject to the Act, and that the rezoning of land that did not adjoin a historic property, but was in the surrounding area, was within the "environs" of the historic property. This conclusion followed from the AG's reliance upon a dictionary definition of "environs". Specifically, the AG said "environs" encompassed "the suburbs or districts around about a city or other populated place," and "any adjoining or surrounding region or space."

Such a definition of "environs", taken literally, would mean anytime any "project" (activity) occurs anywhere within a local government's jurisdiction, and there is a historic property anywhere within that jurisdiction, then notice must be given the Historical Society of the proposed action.

The League suggests a very simple, workable solution to this absurd situation --provide a definition for the term "environs" that is precise enough to let a unit of local government know when a project or activity it is about to undertake involves the "environs" of "historic property", thereby triggering the duty to notify the Historical Society.

The proposed definition --

"Environs means the property adjoining the historic property, excluding public rights-of-way."

(Over)

*Attachment 1*  
*1-20-88*

By Committee on Local Government

AN ACT relating to historic preservation; defining "environs" of historic properties; amending K.S.A. 75-2716 and repealing the existing section.

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

Section 1. K.S.A. 75-2716 is hereby amended to read as follows: 75-2716.

As used in this act, unless the context otherwise requires:

(a) "Historic preservation" means the study, identification, protection, restoration and rehabilitation of buildings, structures, objects, districts, areas and sites significant in the history, architecture, archeology or culture of this state, its communities or the nation.

(b) "Historic property" means any building, structure, object, district, area or site that is significant in the history, architecture, archeology or culture of the state of Kansas, its communities or the nation.

(c) "Project" includes: (1) Activities directly undertaken by the state or any political subdivision of the state, or any instrumentality thereof;

(2) activities undertaken by a person which are supported in whole or in part through grants, subsidies, loans or other forms of financial assistance from the state or any political subdivision of the state, or any instrumentality thereof; and

(3) activities involving the issuance of a lease, permit, license, certificate or other entitlement for use, to any person by the state or any political subdivision of the state, or any instrumentality thereof.

(d) "State or any political subdivision of the state" means the state of Kansas, any office, department, agency, authority, bureau, commission, board, institution, hospital, college or university of the state, or any county, township, city, school district, special district, regional agency, redevelopment agency or any other political subdivision of the state.

(e) "Person" means any individual, firm, association, organization, partnership, business, trust, corporation or company.

(f) "Environs" means the property adjoining the historic property, excluding public rights-of-way.

Sec. 2. K.S.A. 75-2716 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas Register.

*Jim Kay*

MEMBERS COPY

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HOUSE BILL NO. 2699

By Committee on Local Government

AN ACT relating to historic preservation and the protection of historic property; defining certain terms; amending K.S.A. 75-2716 and repealing the existing section.

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

Section 1. K.S.A. 75-2716 is hereby amended to read as follows: 75-2716. As used in this act, unless the context otherwise requires:

(a) "Historic preservation" means the study, identification, protection, restoration and rehabilitation of buildings, structures, objects, districts, areas and sites significant in the history, architecture, archeology or culture of this state, its communities or the nation.

(b) "Historic property" means any building, structure, object, district, area or site that is significant in the history, architecture, archeology or culture of the state of Kansas, its communities or the nation.

(c) "Project" includes: (1) Activities directly undertaken by the state or any political subdivision of the state, or any instrumentality thereof;

(2) activities undertaken by a person which are supported in whole or in part through grants, subsidies, loans or other forms of financial assistance from the state or any political subdivision of the state, or any instrumentality thereof; and

(3) activities involving the issuance of a lease, permit, license, certificate or other entitlement for use, to any person by the state or any political subdivision of the state, or any instrumentality thereof.

(d) "State or any political subdivision of the state" means the state of Kansas, any office, department, agency, authority,

bureau, commission, board, institution, hospital, college or university of the state, or any county, township, city, school district, special district, regional agency, redevelopment agency or any other political subdivision of the state.

(e) "Person" means any individual, firm, association, organization, partnership, business, trust, corporation or company.

(f) "Environs" means the property adjoining the historic property, excluding public rights-of-way.

Sec. 2. K.S.A. 75-2716 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.





# League of Kansas Municipalities

PUBLISHERS OF KANSAS GOVERNMENT JOURNAL/112 WEST SEVENTH ST., TOPEKA, KANSAS 66603/AREA 913-354-9565

TO: Chairman Sand and Members,  
House Local Government Committee

FROM: Jim Kaup, League General Counsel

DATE: January 19, 1988

RE: Request for Committee Introduction of a Bill to Amend Statutes Relating to  
Elected and Appointed Officers in Cities of the Second and Third Classes

An Attorney General Opinion, requested by the City of Council Grove, has raised two issues of concern for cities of the second and third classes:

(1) **Powers of Council Presidents.** AGO No. 87-115 opined that K.S.A. 14-308 grants city council presidents the power to appoint city officers in the temporary absence of the mayor. The League believes the AG's broad reading of the statutory powers of council presidents creates an undesirable usurpation of mayoral power for both mayor-council cities of the second class and for mayor-council cities of the third class as the statute for those cities (K.S.A. 15-311) has similar language. It is the mayor who is elected by the voters to serve as the executive officer of the city. Council presidents are councilmembers, elected by their fellow councilmembers to serve in the mayor's place in the event of the mayor's temporary absence, and to become mayor when the mayor's office becomes vacant. The League believes it should fall to the mayor, not someone filling in during the mayor's temporary absence, to appoint city officers. Moreover, it has been the common understanding and practice of cities that only the mayor has power to make appointments.

The League's suggested amendment to address this issue is found at Section 2 (second class cities) and 4 (third class cities) of the attached bill draft. The amendment provides that when sitting as acting mayor (i.e., when presiding during the temporary absence of the mayor) the council president does not hold the statutory power to appoint city officers.

(2) **Terms of Office.** AGO No. 87-115 also opined that because K.S.A. 14-201 says that city appointive officers are to "hold their offices for a term of one year...", a city's attempt to appoint a police chief to a probationary six-month period was unlawful. This conclusion of the AG was based upon an 1895 Kansas Supreme Court decision. The League disagrees with the AG on this point, as appointment to a term of less than one year would not constitute a "conflict" between local law and state law under accepted tests of Home Rule as applied by the Supreme Court.

Nonetheless, we believe the issue has been clouded enough to warrant clarification to the relevant statutes for second-class cities (K.S.A. 14-201) and third-class cities (K.S.A. 1987 Supp. 15-204). The League's proposed amendments appear at Sections 1 and 3 of the attached bill draft. The League's amendment simply provides that the term of office a city officer can be appointed to is "... not to exceed one year...".

The balance of the amendments, striking references to city engineers in Sections 1 and 3, and changing councilman to councilmember in Section 2, are offered as clean-up.

*Attachment 2  
1-20-88*

By Committee on Local Government

AN ACT relating to cities of the second and third classes; defining the powers of presidents of councils; providing for the term of office for appointive officers; repealing K.S.A. 14-201, 14-308 and 15-311 and K.S.A. 1987 Supp. 15-204.

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

Section 1. K.S.A. 14-201 is hereby amended to read as follows:

14-201.

Except as provided in K.S.A. 12-1028a, there shall be elected on the first Tuesday in April of each odd-numbered year a mayor, councilmembers and city treasurer. The mayor shall appoint, by and with the consent of the council, a municipal judge of the municipal court, a city marshal-chief of police, city clerk, city attorney, and may appoint police officers and any other officers deemed necessary. Any officers appointed and confirmed shall hold their offices for a term of one year and until their successors are appointed and qualified. The council shall by ordinance specify the duties and compensation of the office holders, and by ordinance may abolish any office created by the council whenever deemed expedient. ~~The council may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties, and provide for reasonable compensation for the services rendered.~~ — [ not to exceed

The mayor, councilmembers and city treasurer shall hold their offices for a term of two years.

Sec. 2. K.S.A. 14-308 is hereby amended to read as follows:

14-308.

When any vacancy shall happen in the office of mayor by death, resignation, removal from the city, removal from office, refusal to qualify, or otherwise, the president of the council for the time being shall exercise the office of mayor, with all the rights, ~~privileges and jurisdiction of the mayor,~~ other than the appointment of officers pursuant to K.S.A. 14-201 until such vacancy be filled or such disability be removed, or, in case of temporary absence, until the mayor shall return; and during the time he or she shall so act, the president shall receive the same compensation that the mayor would be entitled to; and in case of such vacancy, other than a temporary absence or disability, the person exercising the office of mayor shall become mayor. Thereupon the council shall elect from its membership a new president of the council. Whenever a vacancy shall occur in

the office of ~~councilman,~~ councilmember the governing body shall appoint an elector of the ward where the vacancy occurs to be ~~councilman~~ councilmember for the balance of the unexpired term.

Sec. 3. K.S.A. 1987 Supp. 15-204 is hereby amended to read as follows:  
15-204.

The mayor, with the consent of the council, may appoint, at the first regular meeting of the governing body in May of each year, the following city officers: A municipal judge of the municipal court, a clerk, a treasurer, a marshal-chief of police, law enforcement officers and such other officers as deemed necessary, ~~and may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties.~~ Such officers shall hold their respective offices until their successors have been appointed and qualified. The duties and pay of the various officers shall be regulated by ordinance. Any officer may be removed by a majority vote of the total membership elected or appointed to the council and may be suspended at any time by the mayor. [ for a term not to exceed one year and ]

Sec. 4. K.S.A. 15-311 is hereby amended to read as follows:  
15-311.

When any vacancy shall happen in the office of mayor, by death, resignation, removal from the city, removal from office, refusal to qualify, or otherwise, the president of the council for the time being shall exercise the office of mayor, with all the rights, privileges and jurisdiction of the mayor, until such vacancy be filled, or such disability be removed, or in case of temporary absence, until the mayor shall return. [ , other than the appointment of officers pursuant to K.S.A. 15-204 ]

Sec. 5. K.S.A. 14-201, 14-308 and 15-311 and 1987 Supp. 15-204 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas Register.

*Jim Kamp*

MEMBERS COPY

HOUSE BILL NO. 2698

By Committee on Local Government

AN ACT relating to cities of the second and third classes; concerning appointment and term of certain officers; amending K.S.A. 14-201, 14-308 and 15-311 and K.S.A. 1987 Supp. 15-204 and repealing the existing sections.

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

Section 1. K.S.A. 14-201 is hereby amended to read as follows: 14-201. Except as provided in K.S.A. 12-1028a, and amendments thereto, there shall be elected on the first Tuesday in April of each odd-numbered year a mayor, councilmembers and city treasurer. The mayor shall appoint, by and with the consent of the council, a municipal judge of the municipal court, a city marshal-chief of police, city clerk, city attorney, and may appoint police officers and any other officers deemed necessary. Any officers appointed and confirmed shall hold their offices for a term of not to exceed one year and until their successors are appointed and qualified. The council shall by ordinance specify the duties and compensation of the office holders, and by ordinance may abolish any office created by the council whenever deemed expedient. ~~The council may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties, and provide for reasonable compensation for the services rendered.~~

The mayor, councilmembers and city treasurer shall hold their offices for a term of two years.

Sec. 2. K.S.A. 14-308 is hereby amended to read as follows: 14-308. When any vacancy shall happen in the office of mayor by death, resignation, removal from the city, removal from office, refusal to qualify, or otherwise, the president of the council for the time being shall exercise the office of mayor, with all

the rights, privileges and jurisdiction of the mayor, other than the appointment of officers pursuant to K.S.A. 14-201 and amendments thereto, until such vacancy be filled or such disability be removed, or, in case of temporary absence, until the mayor shall return; ~~and~~. During the time ~~he--or--she~~ the president of the council shall so act exercise the office of the mayor, the president shall receive the same compensation that the mayor would be entitled to; and in case of such vacancy, other than a temporary absence or disability, the person exercising the office of mayor shall become mayor. Thereupon the council shall elect from its membership a new president of the council. Whenever a vacancy shall occur in the office of ~~councilman~~ councilmember, the governing body shall appoint an elector of the ward where the vacancy occurs to be ~~councilman~~ councilmember for the balance of the unexpired term.

Sec. 3. K.S.A. 1987 Supp. 15-204 is hereby amended to read as follows: 15-204. The mayor, with the consent of the council, may appoint, at the first regular meeting of the governing body in May of each year, the following city officers: A municipal judge of the municipal court, a clerk, a treasurer, a marshal-chief of police, law enforcement officers and such other officers as deemed necessary; ~~and may retain a licensed professional engineer to act in the capacity of city engineer for specifically defined duties~~. Such officers shall hold their respective offices for a term not to exceed one year and until their successors have been appointed and qualified. The duties and pay of the various officers shall be regulated by ordinance. Any officer may be removed by a majority vote of the total membership elected or appointed to the council and may be suspended at any time by the mayor.

Sec. 4. K.S.A. 15-311 is hereby amended to read as follows: 15-311. When any vacancy shall happen in the office of mayor, by death, resignation, removal from the city, removal from office, refusal to qualify, or otherwise, the president of the council for the time being shall exercise the office of mayor, with all



the rights, privileges and jurisdiction of the mayor, other than the appointment of officers pursuant to K.S.A. 15-204 and amendments thereto, until such vacancy be filled, or such disability be removed, or in case of temporary absence, until the mayor shall return.

Sec. 5. K.S.A. 14-201, 14-308 and 15-311 and K.S.A. 1987 Supp. 15-204 are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after its publication in the Kansas register.

Rec'd 1-19-88

## ROBERT ORTH

~~TOP SECRET~~ • SUBLETTE, KANSAS 67877 • (316) 675-2719  
P. O. Box 900

January 12, 1988

Representative Ivan Sand  
State Capitol, 3rd Floor  
Topeka, KS 66612

Dear Representative Sand,

Enclosed are some changes to House Bill 2639 that I hope you will take into consideration during your committee deliberations. These changes are submitted on behalf of EMS personnel across the state of Kansas.

We applaud the interim committee's work in consolidating EMS under one agency, in consolidating the existing applicable statutes and in being concerned, as we are, with EMS excellence in Kansas.

We do have some concerns regarding House Bill 2639 and we have addressed those concerns in the enclosed suggested changes.

I would like to point out that the sections, subsections, and paragraphs we have mentioned are based on the final draft of the proposed bill by the interim committee. If there are changes between this document and the introduced bill, I would be happy to make the necessary corrections in our suggestions.

As an introduction of myself, I am honored to have been picked by the Kansas Emergency Medical Technicians Association, the Kansas Association of Emergency Medical Services Administrators and the four Emergency Medical Services regions to act as their spokesperson in conveying the concerns of grassroot EMS in Kansas.

I would be happy to discuss any of our concerns with you at your convenience.

Sincerely,



Robert Orth

Attachment 3

1-20-88

SUGGESTED CHANGE

RATIONALE

Section 1, Subsection (a) - change the word "division" to "board" (this change should be made in every instance where mentioned in this act)

The term "division" could be interpreted as meaning "a part of" and it is the feeling that nothing should detract from the concept of a free-standing agency. Also, this terminology would follow other terminology in use in state agencies, such as Board of Nursing, Board of Architects, etc.

Additionally, the words "except as provided by this act" should be deleted.

This change is reflected in a later suggested change

Section 1, Subsection (b) - change the term "administrator" to "director" (this change should be made in every instance where mentioned in this act)

Every state denotes the full-time person in their EMS agency as "director". Simply a conforming change.

Section 2, Subsection (b) - the board of emergency medical services should be located in Topeka rather than at the University of Kansas Medical Center

A Topeka location would put the board in much closer proximity to the legislature and other agencies, cutting down travel expenses

Additionally, the support agency should be located in Topeka

While the Kansas Highway Patrol is favored as the support agency of choice, because of their familiarity with EMS, the important consideration is that the board of emergency medical services be a free-standing board. Thus, the support agency could be one of several in Topeka, such as the Department of Transportation, Bureau of Health and Environment, etc.

Section 3, New Subsection - This subsection should state the continuation of all permits, certification and licenses currently in force

This would grandfather all presently certified ambulance services, attendants, etc. so that there is no lapse in legal recognition

Section 8, Subsection (a) - The membership of the board should be 15 members rather than 13 and should be composed of the following people:

While the composition of the board suggested by the committee is certainly respected, it is felt there should be more active EMS input by the members of the board.

One shall be a member of the Kansas medical society who is actively involved in emergency medical services.

One shall be a county commissioner of a county currently making a levy for emergency medical services, to be selected from recommendations submitted by the Kansas ~~Officials~~ Association **OF COUNTIES**

Two shall be legislators to be selected from recommendations submitted by the leadership of the Senate and House.

One shall be a hospital administrator actively involved in emergency medical services

One shall be a member of a fire service actively involved in providing emergency medical services

One shall be an attendant who is

actively involved in a volunteer ambulance service

One shall be an attendant who is actively involved in an emergency medical technician level ambulance service utilizing full-time, paid personnel.

One shall be an attendant who is actively involved in a mobile intensive care technician level ambulance service

One shall be an instructor/coordinator

One shall be a registered professional nurse actively involved in emergency medical services

Four shall be representatives of the four emergency medical services regions of this state, to be selected from recommendations submitted by the regional emergency medical services councils. One representative shall be from each emergency medical services region

Section 8, Subsection (b) - The staggering of terms should reflect the additional two members.

Accomodate a larger board

The following sentence should be added: "A vacancy shall occur if a member ceases to represent the category for which he/she was appointed"

This would negate any "lame-duck" members that might occur if a member dropped his/her EMS designation or no longer held an elective office

Section 8, Subsection (c) - The date of January 1 should be changed to October 1

This would allow the new officers to be in place and familiar with their duties before the legislature convenes

The words "or his/her designee" should be added to the sentence ending "shall be approved by the Chairperson of the board"

It is conceivable that the chairperson would not be available to timely approve payrolls and other expenditures

Section 8, Subsection (d) - Add the words "except as otherwise provided by this act" after the words "pursuant to this section"

To accomodate any changing between old and new members

Section 9, Subsection (a) - The words "and ambulance vehicles" should be added after the words "types of ambulance services"

This would allow the board to regulate ambulance vehicle types

The words "training officers" should be inserted after the words "instructor-coordinators"

To allow the board to regulate training officers

Section 9, Subsection (b) - should be deleted

This is an old grandfather clause that is no longer needed

Section 10, Subsection (b) - should be deleted

This is impossible to enforce as it covers too wide an area and also infringes on local government entity control

Section 10, Subsection (c) - The words "attendants, instructor-coordinators, training officers" should be added after the words "emergency medical services"

To allow the board to conduct hearings in all areas of EMS

Section 10, Subsection (g) Should be deleted

Impossible to enforce as this would encompass every project in the state that might happen to include EMS funds and could dilute local government entity control

Section 10, Subsection (j) - the words "and training officers" should be added after the words "instructor-coordinators"

To allow the board to regulate training for training officers

Section 10, Subsection (k) - the words "and training officers" should be added after the words "instructor-coordinators"

To allow the board to regulate training for training officers

Section 10, Subsection (l) - the words "attendants, training officers and first responders" should be added after the words "instructor-coordinator"

To allow the board to certify all levels of EMS

Section 10, Subsection (m) - delete the words "part-time" and the words "from the staff at the university of Kansas medical center". The first sentence could then be constructed to read "appoint a medical consultant as deemed necessary by the board"

"Part-time" is not defined and the degree of need of the board for the input of a medical consultant should be determined by the board. Additionally the board should not be limited in the selection of a medical consultant.

Section 11, Subsection (b) - delete the words "or otherwise disabled"

This distinction is covered in the regulations

Section 11, Subsection (f) - this definition needs to correspond to the state agency selected

Section 11, Subsection (g) - hours should be changed from "72" to "minimum of 81"

To reflect current standards

Section 11, Subsection (i) - hours should be changed from "81" to "a minimum of 120"

To reflect current standards

Section 11, Subsection (j) - this subsection should contain the requirement of a minimum of a year as a certified emergency medical technician and a minimum of 45 hours of training

To reflect current standards

Section 11, New Subsection (between (k) and (l)) - "Mobile intensive care technician" means personnel who have been specially trained in emergency cardiac and noncardiac care in a training program approved by the board, consisting of a minimum of 1200 hours of instruction

To add a definition inadvertently left out of the act

Section 11, Subsection (l) - the words "been trained in preliminary emergency care" should be deleted and replaced with the words "completed a training program approved by the board, which consists of a minimum of 45 hours"

To reflect current standards



Section 11, Subsection (m) add the words "and first responders" at the end of the subsection

To recognize current training requirements for first responders

Section 11, New Subsection - "Training officer" means any person who has successfully completed a course of training, approved by the board, to teach specified units of supplemental instruction

To add a definition inadvertently left out of the act

Section 12 - Add language to grandfather existing levies

Section 13 - In the middle of the section, the word "shall" should be changed to "may"

The concept of having to provide communications to include motor vehicle repair and towing services is somewhat binding economically

Section 15 - should be deleted

This section is in direct conflict with Sections 24, 25 and 28

Section 16, Subsection (a) - the language should be deleted and replaced with the words "May perform any of the activities prescribed by section 18 which an emergency medical technician may perform"

To conform to language used in other sections

Section 16, New Subsection - No mobile intensive care technician who renders emergency care during an emergency shall be liable for civil damages as a result of rendering such emergency care, except for such damages which may result from gross negligence or from willful or wanton acts or omissions on the part of the mobile intensive care technician rendering such emergency care

Immunity clause for MICT

Section 17, New Subsection - No emergency medical technician-intermediate who renders emergency care during an emergency shall be liable for civil damages as a result of rendering such emergency care, except for such damages which may result from gross negligence or from willful or wanton acts or omissions on the part of the emergency medical technician-intermediate rendering such emergency care

Immunity clause for EMT-I

Section 18, New Subsection - No emergency medical technician who renders emergency care during an emergency shall be liable for civil damages as a result of rendering such emergency care, except for damages which may result from gross negligence or from willful and wanton acts or omissions on the part of the emergency medical technician rendering such emergency care

Immunity clause for EMT

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Immunity clause for CIMT

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Immunity clause for EMT-D

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To recognize current certification age

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To reflect current standards

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Places all personnel legislation together

It is suggested the the emergency medical service regions be recognized statutorily according to their present existence in the state. While no attempt will be made to write legislation to include this recognition, the following facts and suggestions are hereby submitted:

Definition of a regional emergency medical services council - A Kansas non-profit corporation organized to conduct the affairs of a Kansas emergency medical services region and which has been recognized by the board as eligible to enter into contracts with the board.

Current emergency medical services region delineations:

Region I - Consists of the counties of Cheyene, Decatur, Ellis, Gove, Graham, Logan, Norton, Osborne, Phillips, Rawlins, Rooks, Russell, Sheridan, Sherman, Smith, Thomas, Trego and Wallace.

Region II - Consists of the counties of Clark, Finney, Ford, Grant, Gray, Greeley, Hamilton, Haskell, Hodgeman, Kearney, Lane, Meade, Morton, Ness, Scott, Seward, Stanton, Stevens and Wichita.

Region III - Consists of the counties of Allen, Barber, Barton, Bourbon, Butler, Chatauqua, Cherokee, Crawford, Comanche, Cowley, Edwards, Elk, Greenwood, Harper, Harvey, Kingman, Kiowa, Labette, Marion, McPherson, Montgomery, Neosho, Pawnee, Pratt, Reno, Rice, Rush, Sedgwick, Stafford, Sumner, Wilson and Woodson.

Region IV - Consists of the counties of Anderson, Atchison, Brown, Chase, Clay, Cloud, Coffey, Dickinson, Doniphan, Douglas, Ellsworth, Franklin, Geary, Jackson, Jefferson, Jewell, Johnson, Leavenworth, Lincoln, Linn, Lyon, Marshall, Miami, Mitchell, Morris, Nemaha, Osage, Ottawa, Pottawatomie, Republic, Riley, Saline, Shawnee, Waubaussee, Washington and Wyandotte.

Emergency Medical Services Council Organizations:

Governed by by-laws

Representation of counties by a minimum of 18 people selected according to each region's by-laws

Duties of a emergency medical services council - <sup>SMALL</sup> ~~may~~ include but not limited to:"

Prepare and submit a regional emergency medical services plan to the board

Contract with the board for specific purposes

Maintain a training equipment pool

Submit an annual budget to the board

Submit an annual progress report and expenditure statement to the board

Coordinate initial training and continuing education classes held within each region

**PROVIDE** ~~aid in providing~~ field coordinators

**PROVIDE** ~~aid at~~ testing and training sites within the region

Perform other duties identified by the board in the administrative rules and regulations

TO WHOM IT MAY CONCERN:

The following suggested changes to the proposed EMS bill, prepared by the Special Committee on Local Government, were discussed at a meeting held on December 28, 1987.

Those attending that meeting represented EMS providers at the grassroots level. That representation included regional emergency medical services councils from across the state, the Kansas Emergency Medical Technician Association and the Kansas Association of Emergency Medical Service Administrators.

It is the hope of those attending that meeting that the following changes be considered in the light in which they are presented, that being the continuing excellence of emergency medical services in Kansas.

*Attachment 4*

*1-20-88*



## SUGGESTED CHANGE

Section 1, Subsection (a) - change the word "division" to "board" (this change should be made in every instance where mentioned in this act)

Additionally, the words "except as provided by this act" should be deleted.

Section 1, Subsection (b) - change the term "administrator" to "director" (this change should be made in every instance where mentioned in this act)

Section 2, Subsection (b) - the board of emergency medical services should be located in Topeka rather than at the University of Kansas Medical Center

Additionally, the support agency should be located in Topeka

Section 3, New Subsection - This subsection should state the continuation of all permits, certification and licenses currently in force

Section 8, Subsection (a) - The membership of the board should be 15 members rather than 13 and should be composed of the following people:

One shall be a member of the Kansas medical society who is actively involved in emergency medical services.

One shall be a county commissioner of a county currently making a levy for emergency medical services, to be selected from recommendations submitted by the Kansas Officials Association

Two shall be legislators to be selected from recommendations submitted by the leadership of the Senate and House.

One shall be a hospital administrator actively involved in emergency medical services

One shall be a member of a fire service actively involved in providing emergency medical services

One shall be an attendant who is

## RATIONALE

The term "division" could be interpreted as meaning "a part of" and it is the feeling that nothing should detract from the concept of a free-standing agency. Also, this terminology would follow other terminology in use in state agencies, such as Board of Nursing, Board of Architects, etc.

This change is reflected in a later suggested change

Every state denotes the full-time person in their EMS agency as "director". Simply a conforming change.

A Topeka location would put the board in much closer proximity to the legislature and other agencies, cutting down travel expenses

While the Kansas Highway Patrol is favored as the support agency of choice, because of their familiarity with EMS, the important consideration is that the board of emergency medical services be a free-standing board. Thus, the support agency could be one of several in Topeka, such as the Department of Transportation, Bureau of Health and Environment, etc.

This would grandfather all presently certified ambulance services, attendants, etc. so that there is no lapse in legal recognition

While the composition of the board suggested by the committee is certainly respected, it is felt there should be more active EMS input by the members of the board.

actively involved in a volunteer ambulance service

One shall be an attendant who is actively involved in an emergency medical technician level ambulance service utilizing full-time, paid personnel.

One shall be an attendant who is actively involved in a mobile intensive care technician level ambulance service

One shall be an instructor/coordinator

One shall be a registered professional nurse actively involved in emergency medical services

Four shall be representatives of the four emergency medical services regions of this state, to be selected from recommendations submitted by the regional emergency medical services councils. One representative shall be from each emergency medical services region

Section 8, Subsection (b) - The staggering of terms should reflect the additional two members.

Accomodate a larger board

The following sentence should be added: "A vacancy shall occur if a member ceases to represent the category for which he/she was appointed"

This would negate any "lame-duck" members that might occur if a member dropped his/her EMS designation or no longer held an elective office

Section 8, Subsection (c) - The date of January 1 should be changed to October 1

This would allow the new officers to be in place and familiar with their duties before the legislature convenes

The words "or his/her designee" should be added to the sentence ending "shall be approved by the Chairperson of the board"

It is conceivable that the chairperson would not be available to timely approve payrolls and other expenditures

Section 8, Subsection (d) - Add the words "except as otherwise provided by this act" after the words "pursuant to this section"

To accomodate any changing between old and new members

Section 9, Subsection (a) - The words "and ambulance vehicles" should be added after the words "types of ambulance services"

This would allow the board to regulate ambulance vehicle types

The words "training officers" should be inserted after the words "instructor-coordinators"

To allow the board to regulate training officers

Section 9, Subsection (b) - should be deleted

This is an old grandfather clause that is no longer needed

Section 10, Subsection (b) - should be deleted

This is impossible to enforce as it covers too wide an area and also infringes on local government entity control

Section 10, Subsection (c) - The words "attendants, instructor-coordinators, training officers" should be added after the words "emergency medical services"

To allow the board to conduct hearings in all areas of EMS

Section 10, Subsection (g) Should be deleted

Impossible enforce as this would encompass every project in the state that might happen to include EMS funds and could dilute local government entity control

Section 10, Subsection (j) - the words "and training officers" should be added after the words "instructor-coordinators"

To allow the board to regulate training for training officers

Section 10, Subsection (k) - the words "and training officers" should be added after the words "instructor-coordinators"

To allow the board to regulate training for training officers

Section 10, Subsection (l) - the words "attendants, training officers and first responders" should be added after the words "instructor-coordinator"

To allow the board to certify all levels of EMS

Section 10, Subsection (m) - delete the words "part-time" and the words "from the staff at the university of Kansas medical center". The first sentence could then be constructed to read "appoint a medical consultant as deemed necessary by the board"

"Part-time" is not defined and the degree of need of the board for the input of a medical consultant should be determined by the board. Additionally the board should not be limited in the selection of a medical consultant.

Section 11, Subsection (b) - delete the words "or otherwise disabled"

This distinction is covered in the regulations

Section 11, Subsection (f) - this definition needs to correspond to the state agency selected

Section 11, Subsection (g) - hours should be changed from "72" to "minimum of 81"

To reflect current standards

Section 11, Subsection (i) - hours should be changed from "81" to "a minimum of 120"

To reflect current standards

Section 11, Subsection (j) - this subsection should contain the requirement of a minimum of a year as a certified emergency medical technician and a minimum of 45 hours of training

To reflect current standards

Section 11, New Subsection (between (k) and (l)) - "Mobile intensive care technician" means personnel who have been specially trained in emergency cardiac and noncardiac care in a training program approved by the board, consisting of a minimum of 1200 hours of instruction

To add a definition inadvertently left out of the act

Section 11, Subsection (l) - the words "been trained in preliminary emergency care" should be deleted and replaced with the words "completed a training program approved by the board, which consists of a minimum of 45 hours"

To reflect current standards

Section 11, Subsection (m) add the words "and first responders" at the end of the subsection

To recognize current training requirements for first responders

Section 11, New Subsection - "Training officer" means any person who has successfully completed a course of training, approved by the board, to teach specified units of supplemental instruction

To add a definition inadvertently left out of the act

Section 12 - Add language to grandfather existing levies

Section 13 - In the middle of the section, the word "shall" should be changed to "may"

The concept of having to provide communications to include motor vehicle repair and towing services is somewhat binding economically

Section 15 - should be deleted

This section is in direct conflict with Sections 24, 25 and 28

Section 16, Subsection (a) - the language should be deleted and replaced with the words "May perform any of the activities prescribed by section 18 which an emergency medical technician may perform"

To conform to language used in other sections

Section 16, New Subsection - No mobile intensive care technician who renders emergency care during an emergency shall be liable for civil damages as a result of rendering such emergency care, except for such damages which may result from gross negligence or from willful or wanton acts or omissions on the part of the mobile intensive care technician rendering such emergency care

Immunity clause for MICT

Section 17, New Subsection - No emergency medical technician-intermediate who renders emergency care during an emergency shall be liable for civil damages as a result of rendering such emergency care, except for such damages which may result from gross negligence or from willful or wanton acts or omissions on the part of the emergency medical technician-intermediate rendering such emergency care

Immunity clause for EMT-I

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Region IV - Consists of the counties of Anderson, Atchison, Brown, Chase, Clay, Cloud, Coffey, Dickinson, Doniphan, Douglas, Ellsworth, Franklin, Geary, Jackson, Jefferson, Jewell, Johnson, Leavenworth, Lincoln, Linn, Lyon, Marshall, Miami, Mitchell, Morris, Nemaha, Osage, Ottawa, Pottawatomie, Republic, Riley, Saline, Shawnee, Waubaussee, Washington and Wyandotte.

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Maintain a training equipment pool

Submit an annual budget to the board

Submit an annual progress report and expenditure statement to the board

Coordinate initial training and continuing education classes held within each region

Aid in providing field coordinators

Aid at testing and training sites within the region

Perform other duties identified by the board in the administrative rules and regulations

There has been no attempt to write legislation in the suggested changes you have just read. The people preparing these suggested changes certainly bow to the expertise of the legislature in these matters. It is realized that these changes carry a need for renumbering various sections, subsections and paragraphs.

It is respectfully suggested that some rewriting might make the act less awkward, an awkwardness caused in no small part by our suggestions.

As was mentioned in the cover note, our concern is basic. We enjoy a reputation across the United States of an enviable degree of excellence in EMS in Kansas. We join the Special Committee on Local Government in striving to maintain that enviable position and to make EMS in Kansas ever better.



Mr. Chairman & Members of the Committee:

My name is Warren Waters of Auburn, KS. My Representative, Ginger Barr, has told me that you might be interested in my dilemma of trying to become a state certified Emergency Medical Technician in Kansas.

I enlisted in the U.S. Naval Reserve in March of 1986. After completion of basic training, I attended Hospital Corp School at Great Lakes, IL. It is a 12 week school covering 3504 hours divided into two parts; Pre-hospital care which certified me in the Department of Transportation Emergency Medical Technician Advanced curriculum, and Post-hospital care including basic patient care skills, clinical records, bedmaking, total AM care, medication administration, catheterization, specimen collection, isolation techniques, surgical asepsis and wound care, enema administration, pre and post-operative care, cast care, care of patients with intravenous infusion and nasogastric tubes. Upon graduation from Hospital Corp School, I received orders to Field Medical School at Camp Pendleton, CA for approximately six weeks. This is a 278 hour course covering such items as general, field and preventive medicine.

With my training complete, I came home and applied at all the area hospitals, several of the minor emergency centers and Medi-Vac. At every location I was told that I could not be hired because I was not State Certified and that the state of Kansas did not accept government certification in the medical field.

I contacted the University of Kansas Emergency Medical Training Program at the college of Health Sciences. I was told that my training did not afford me any medical status in the State, but if I was interested in enrolling in the Emergency Medical Training Program course I was more than welcome.

Representative Barr has informed me that she has briefly discussed my situation with one of the members of the Board of Emergency Medical Services. It was told to her that I could take a test without the course. If I passed the test I could be certified by the State. However, I was never told this by Kansas University.

Every day you can go through the employment section of the Topeka Capital Journal and find several positions for medical personnel. The state of Kansas is in need of such people yet those trained are not able to contribute their skills to their home state.

*Attachment 5*  
*1-20-88*



SEDGWICK COUNTY, KANSAS

Emergency Medical Service

Thomas W. Pollan  
Interim Director

TO: Additional Copies, Local Government Committee  
FROM: T. W. Pollan, Interim Director  
DATE: January 19, 1988  
SUBJECT: House Bill 2639 - Emergency Medical Service

My presence before this committee today is to represent the Emergency Medical Service of Sedgwick County and its interest in the proposed House Bill 2639. The Emergency Medical Service (EMS) in Sedgwick County is an advanced, energetic system that is one of the finest in existence today on either a state or national level. Although the Sedgwick County EMS is only one facet of the county-wide emergency medical service system, it represents the largest provider of pre-hospital Advanced Life Support (ALS) care in Sedgwick County and the State. Sedgwick County EMS provides ALS to 391,000 citizens and provides coverages of 1,009 square miles. In 1986, we responded to over 25,000 ambulance calls, over 20% of the total call volume of the state of Kansas, with an average response time of under six minutes. Since 1980, Sedgwick County EMS call volume and patient transport volume have increased by 96% and 112% respectively. Since 1977, this service has maintained an average of 1 out of 4 cardiac arrest victims in the field being delivered to a medical facility with a viable heart rhythm producing a pulse. This "Field Resuscitation Rate," based on all cardiac arrest regardless of etiology, is second to none in the nation. This service was provided for an average of \$136 per call in 1987. The high efficiency coupled with excellent effectiveness of the service led a national consultant to state that this tax supported emergency medical service delivered to Sedgwick County is "...the most economical system of all of the communities studied."<sup>1</sup> The success of this service is directly linked to support from state and local elected officials and the establishment of county-wide services; E911 phone system and centralized emergency communication; first response program provided by local fire departments; volunteer ambulance services; area hospitals and the Sedgwick County Advanced Life Support service that responds to all calls regardless of location or the ability of the patient to pay.

Having been involved in the emergency system of Wichita and Sedgwick County for the past twenty years, I have witnessed or been

*Attachment 6*  
*1-20-88*

directly involved with the majority of the events described in the report accompanying HB 2639. I want to assure you that I am here on my own volition. There has been absolutely no pressure applied or even hinted to support or not to support this bill by anyone. I can assure you that any private conversation that I may have with any legislative member will not express any fear of retaliation by either KUMC or the Bureau of EMS.

The following are the recommendations for amendments that I believe will ensure quality patient care state-wide within the framework of the current proposed House Bill 2639:

- 1) Section 12 be rewritten to emulate the current legislation. (K.S.A. 19-261 and 65-4302.)

The codification and clarification of K.S.A. 19-261 and 65-4302 in Section 12 is a major change. It seems clear that the intent of the legislative bodies in 1974 through K.S.A. 19-261 was to implement adequate patient care throughout the entire state by giving county commissioners the responsibility and the incentives to establish ambulance services. K.S.A. 19-261 and 65-4302 are the foundation for the majority of the county-wide systems in existence today. To enact Section 12 as it is written has the potential of fragmenting the funding resources and developing additional isolated services, which in turn will increase the overall cost of emergency medical services.

- 2) Change the composition of the Emergency Medical Services Board in Section 8 and increase from the proposed 13 members to 15 members. Composition as follows:

- 2 Legislative members
- 1 County Commissioner
- 1 Medical Doctor involved in EMS and a member of Kansas Medical Society
- 1 Registered Nurse involved in EMS
- 1 Hospital Administrator involved in EMS
- 1 EMT Ambulance Service - Volunteer
- 1 EMT Ambulance Service - Full-Time Paid
- 1 MICT Ambulance Service
- 1 Fire Service - Emergency Medical Service
- 4 EMS Representatives (one from each region)

The composition of the Emergency Medical Services Board in Section 8 does not provide for adequate representation of each level of service or classification of attendants. The changes that are recommended would give a broader representation that will ensure that all levels have direct input to the board. I believe that the future board and the current council would value the additional legislative members and elected county officials. However, there doesn't seem to be any other governing board, established under legislation, with this number of elected officials. Additionally, with the proposed number of elected officials and with the staggering of terms outlined in Section 8 (b), it is possible that 10 out of 13 members could change in one year. This situation would have adverse effects on the board competence.

- 3) The part-time medical consultant in Section 10(m) needs to be redefined.

The amount of consultation required should be determined by the board and the board should not be limited to "staff at the University of Kansas Medical Center."

- 4) In either Section 10(c) or in Section 27, the board should be granted subpoena powers of records which would assist in investigating complaints.

This would eliminate lengthy delays in receiving consent and unwarranted alarming of patients and relatives.

- 5) Section 10 (g) which deals with the board reviewing and approving all grants should be deleted.

The time limits required by most grants do not allow for the lengthy time needed for review and approval by the board.

- 6) Section 32 (c), the wording "such ambulance is making a prearranged hospital-to-hospital transfer" should be deleted.

This should be left to the determination of the board.

- 7) Section 8 (b), the number assigned to each length of term should reflect the total number of members allowed on the board.

Currently, Section 8 (a) denotes 13 members and Section 8 (b) indicates a rotation pattern for only 11 members.

In summary, I respectfully submit that there are basic changes needed in Section 8 and 12 with minor changes in the other sections that I have discussed and that are in the information presented in the report developed by representatives from the Kansas Emergency Medical Technician Association, Kansas Association of Emergency Medical Service Administrators and the Regional Emergency Medical Service Councils. The first principle we teach all of our students, when delivering patient care, is to "First do no harm." It is my request that you utilize this input to assist in your deliberation on this extremely important and sensitive legislative action. Thank you for your time and your attention.

-----  
1 "Portland/Multnomah County Emergency Medical Services Rate Study Task Force Consultant Report", Fitch & Associates, Inc., April 30, 1987.

TWP:KLY

ATTACHMENT

Sedgwick County EMS  
1987 Summary  
(1987 Stats Estimates)

Call Volume

	Emergent	Non-Emergent	St. Francis Special Trsf.	Total	Avg/Day	Average # Calls/Crew
1980	13994	N/A	N/A	13994	38	583
1984	16969	N/A	N/A	16969	47	528
1985	17817	3068	N/A	20885	57	712
1986	19275	4301	1596	25172	69	730
1987				27382	78	740

96% Increase in Call Volume between 1980 and 1987  
86% of the Call Volume occurs within Wichita

Patients Transported

	Total	Avg/Day	Average # Pts/Crew
1980	10702	29	446
1984	13925	38	515
1985	16810	46	563
1986	20673	57	600
1987	22727	62	614

112% Increase in patients transported between 1980 and 1987.

System Cost

	Total Cost/Call	Tax Sup/Call	User Fee/Call
1980	123.77	84.46	39.31
1984	131.90	84.40	47.80
1985	136.47	76.52	59.95
1986	126.51	76.46	50.05
1987	135.70	74.51	61.19

10% Increase in Total Cost per Call between 1980 and 1987.

Collections

	User Fees	% of Increase over Previous Year
1980	501377	N/A
1984	940130	27%
1985	1225226	30%
1986	1626402	33%
1987	1675375	3%

234% Increase in User Fees collected between 1980 and 1987.

Collection Rate for 1986	82%
for 1987	81%
*National Average Public	61.1%
Private	76.8%
*Fitch & Associates, Kansas City, MO	

Response Times

	Wichita	County	Overall
1980			5.46
1984	5.26	7.98	5.63
1985	5.18	7.70	5.52
1986	5.15	7.86	5.53
1987			5.60
1986 8 min. or less average			87.58%
1987 8 min. or less average			87.44%

Standard National Target is 90% in 8 min. or less

Field Resuscitation Rate

1980	26%
1984	29%
1985	21%
1986	24%
1987	25%

Units staffed within corporate limits of Wichita

Minimum 4 when staffing level is 7.  
6 when status is 9.  
7 when status is 11.  
8 when status is 12.

3 of the 4 county posts are 1 mile or less from the city limits.

## AWARDS

- 1979: Sedgwick County Medical Society in recognition of outstanding achievement 26% "Save" rate an "Extra Breath of Life".
- 1980: Hartford Insurance Group  
Award of merit presented to Sedgwick County Emergency Medical Service in recognition of outstanding achievement in accident control  
January 23, 1980
- 1983: Distinguished Service Award  
United Way Wichita Sedgwick County
- 1983: Emergency Medical Service received national recognition for its part in the award winning series "Code Red Trauma Alert" produced by KSN Wichita, KS.
- 1983: Community Achievement Award to Emergency Medical Service by WSU, KAKE-TV, KAKZ, Wendy's and Magic 96.
- 1983: National Association of Counties Achievement Award in recognition of distinguished and continuing contributions to the cause of strong and efficient county government in America presented to Sedgwick County Emergency Medical Service for public/private cooperative housing for Emergency Medical Services.
- 1983: Wichita Jaycees outstanding Young Protectors of the Year.
- 1984: Certificate of appreciation for outstanding Medical Supervisor from KFDL.
- 1984: A Special Proclamation issued by the Honorable Robert Knight, Mayor, City of Wichita, for the response of off-duty personnel to four runners who became critically ill during an annual run.
- 1984: At the request of Sedgwick County EMS and in honor of all EMS Services in Sedgwick County a Proclamation was issued by the Sedgwick County Board of Commissioners naming the week of September 6, 1984, EMS Week.
- 1984: At their Annual Awards Luncheon the Independent Insurance Agents of Wichita presented EMS Director Olin W. Tapley with a special award commending EMS for their 10 years of service and dedication.
- 1985: The Wichita Jaycees have an Annual Awards Banquet every year during which time they recognize certain individuals for their outstanding contribution to the community. Two of the EMS' Paramedics were named Outstanding Young Protectors of the Year. In addition a special group award was given to Sedgwick County EMS for the outstanding contributions to emergency care in Wichita and Sedgwick County.

- 1985: Emergency Medical Service was chosen as a chosen as a consulting medical service for the latest publication from the American Academy of Orthopedic Surgeons. EMS provided staff personnel to assist in the writing of the book. EMS also served as the agency depicted in photographs in the book.
- 1985: Dr. Katherine Pennington, President, Medical Society of Sedgwick County, nominated Sedgwick County EMS for the 1985 President's Volunteer Action Award.
- 1985: The Mid-Way Kansas Chapter of the American Red Cross presented Director Olin W. Tapley with a special award recognizing 10 years of volunteer service. EMS Paramedics are involved in teaching CPR and First-aid classes. Each year EMS sponsors a special Blood Donor Drive Day and conducts all blood runs for ARC and local hospitals. During recent winter storms off-duty EMS Paramedics transported essential people from home to work.
- 1985: Wichita Jaycees Distinguished Service Award for 10 years of outstanding community service January 4, 1985.
- 1985: KAKE-TV Community Service Award
- 1985: KFDI/Bud Light; Nelson Shock Award
- 1985: Letter of Comendation from Lyle E. Eckhart, Director, Bureau of Emergency Medical Service State of Kansas.
- 1985: Nominated for the President's Volunteer Action Award.
- 1986: Nominated to receive the Kathern B. Forest Award for achievement in health care presented by Health Systems Agency of Southeast Kansas, Inc.
- 1986: National Association of Counties Achievement Award winner for EMS non-emergent services.
- 1986: Green Meadows Nursing Center  
Certificate for outstanding service
- 1986: American Red Cross presented Emergency Medical Service with a plaque in Appreciation for Outstanding Service to the Blood Services Division.
- 1985-  
1986: Honorable mention National Paramedic Service of the Year by  
National Association of Emergency Medical Technicians



APPD-4  
400 KHP-CIMT

207 S. Buffalo  
Berlin 67749

12/02/87

KANSAS HIGHWAY PATROL  
BUREAU OF EMERGENCY MEDICAL SERVICES  
CERTIFICATION TYPE DISTRIBUTION BY COUNTY

COUNTY	CIMT	EMT	EMICT	EMT-I	EMT-D
ALLEN	0	35	0	1	0
ANDERSON	0	11	0	0	0
ATCHISON	0	36	0	0	0
BARBER	0	44	1	0	0
BARTON	0	103	0	0	13
BOURBON	0	9	0	1	0
BROWN	0	18	1	1	0
BUTLER	0	117	25	2	0
CHASE	0	20	0	0	0
CHAUTAQUA	0	15	0	0	0
CHEROKEE	0	46	0	2	0
CHEYENNE	0	23	0	0	0
CLARK	0	18	1	2	0
CLAY	0	26	1	6	0
CLOUD	0	37	0	0	0
COFFEY	0	20	0	7	0
COMANCHE	0	27	0	0	0
COWLEY	0	79	26	1	0
CRAWFORD	0	51	1	0	0
DECATUR	0	45	0	0	0
DICKINSON	0	39	0	0	6
DONIPHAN	0	23	0	0	0
DOUGLAS	6	90	22	0	0
EDWARDS	0	9	0	0	0
ELK	0	8	0	0	0
ELLIS	0	37	4	0	0
ELLSWORTH	0	31	0	0	0
FINNEY	0	33	13	0	0
FORD	0	48	20	5	0
FRANKLIN	1	29	2	0	0
GEARY	0	110	0	4	0
GOVE	0	13	0	0	0
GRAHAM	0	38	1	0	0
GRANT	0	20	2	0	0
GRAY	0	27	1	0	0
GREELEY	0	18	0	0	0
GREENWOOD	0	27	0	0	0
HAMILTON	0	8	0	0	0
HARPER	0	61	2	1	0
HARVEY	0	95	15	0	0
HASKELL	0	21	0	0	0
HODGEMAN	0	25	0	3	0
JACKSON	0	19	3	2	0
JEFFERSON	0	30	1	0	0
JEWELL	0	6	0	0	0

12/02/87

KANSAS HIGHWAY PATROL  
 BUREAU OF EMERGENCY MEDICAL SERVICES  
 CERTIFICATION TYPE DISTRIBUTION BY COUNTY

COUNTY	CIMT	EMT	EMICT	EMT-I	EMT-O
JOHNSON	1	348	77	0	0
KEARNY	0	17	0	0	0
KINGMAN	0	38	4	6	0
KIOWA	0	25	0	0	0
LABETTE	0	62	0	1	0
LANE	0	15	3	0	0
LEAVENWORTH	1	38	15	3	0
LINCOLN	0	23	1	0	0
LINN	0	23	0	0	0
LOGAN	0	31	0	0	0
LYON	0	43	0	0	0
MARION	0	60	0	0	20
MARSHALL	0	60	1	0	0
MCPHERSON	0	92	8	0	0
MEADE	0	29	0	0	0
MIAMI	0	27	6	0	0
MITCHELL	0	28	1	2	0
MONTGOMERY	0	84	12	0	0
MORRIS	0	31	0	0	0
MORTON	0	13	1	0	6
NEMAHA	0	64	0	1	0
NEOSHO	0	28	0	5	0
NESS	0	29	0	0	0
NORTON	0	15	0	0	0
OSAGE	0	35	0	0	0
OSBORNE	0	30	0	1	0
OTTAWA	0	43	0	0	0
PAWNEE	0	33	0	0	0
PHILLIPS	0	22	0	0	0
POTTAWATOMIE	0	58	2	5	0
PRATT	0	13	0	3	0
RAWLINS	0	52	0	0	10
RENO	0	136	21	0	0
REPUBLIC	0	24	0	0	0
RICE	0	36	0	0	0
RILEY	0	31	0	0	0
ROCKS	0	21	0	0	0
RUSH	0	21	0	0	0
RUSSELL	0	20	0	0	0
SALINE	0	110	13	0	0
SCOTT	0	37	1	0	0
SEDGWICK	0	733	115	1	0
SEWARD	0	35	2	6	0
SHAWNEE	2	263	21	13	0
SHERIDAN	0	26	0	0	0

KANSAS HIGHWAY PATROL  
 BUREAU OF EMERGENCY MEDICAL SERVICES  
 CERTIFICATION TYPE DISTRIBUTION BY COUNTY

12/02/87

COUNTY	CIMT	EMT	EMICT	EMT-I	EMT-D
SHERMAN	0	16	0	0	0
SMITH	0	14	0	0	0
STAFFORD	0	32	0	0	0
STANTON	0	13	0	0	0
STEVENS	0	21	0	0	0
SUMNER	0	86	8	0	0
THOMAS	0	36	0	0	0
TREGO	0	11	1	0	0
WABAUNSEE	0	40	0	1	0
WALLACE	0	30	0	0	0
WASHINGTON	0	44	0	0	0
WICHITA	0	11	0	0	6
WILSON	0	32	0	1	0
WOODSON	0	15	1	1	0
WYANDOTTE	0	205	53	0	0
OUT-OF-STATE	1	105	36	0	0



**REGION IV**  
**EMERGENCY MEDICAL SERVICES COUNCIL, INC.**  
210 S. CENTER                      PARKER, KANSAS 66072                      (913) 898-2105

TO:            Members of House Committee on Local Government

FROM:        Dan Stateson, President  
              Region IV EMS Council, Inc.

DATE:        January 20, 1988

REASON:     Region IV Position on HB #2639

Good afternoon, my name is Dan Stateson, President of Region IV EMS Council, Inc. This council is composed of persons in the 36 counties of northeast Kansas who have a like interest. That interest being the betterment of Emergency Medical Services in the member counties and hopefully, exerting influence on providing quality EMS across the state of Kansas.

I would like to share with you the results of a phone survey done by Region IV on 1/19,20/88. The last results were obtained at 11:17am of 1/20/88. Contact was attempted with 75 Type I and Type II ambulance service providers in Region IV. Of those 75 attempts, 72 positive contacts were made. Of the 72 contacts made, 59 persons (ambulance service directors) expressed an opinion for consolidation of powers, duties, and responsibility under one roof. Thirteen of the 72 expressed "no opinion" due to having not seen the bill, not being familiar with the bill, and not being able to comment. Two of the 72 expressed an opinion for consolidation without preference to location.

*Attachment 7  
1-20-88*

**NOW SERVING IN 36 NORTH-EAST COUNTIES**

Anderson	Clay	Doniphan	Geary	Johnson	Lyon	Morris	Pottawatomie	Shawnee
Atchison	Cloud	Douglas	Jackson	Leavenworth	Marshall	Nemaha	Republic	Wabaunsee
Brown	Coffey	Ellsworth	Jefferson	Lincoln	Miami	Osage	Riley	Washington
Chase	Dickinson	Franklin	Jewell	Linn	Mitchell	Ottawa	Saline	Wyandotte

Of the 59 opinions obtained regarding consolidation, forty-four (74.57%) recommended consolidation of powers, duties, and responsibilities as an agency of State Government located at Topeka; thirteen (22%) recommended consolidation at KU; two (3%) merely recommended consolidation.

At the full board meeting of Region IV held 1/19/88, it was moved, seconded, and carried that Region IV strongly support seeking statutory recognition of the four Regional EMS Councils as recommended by the State EMS Council at its 12/4/87 meeting.

It was also moved, seconded, and carried that Region IV support the recommendation made by the EMS Council at its 12/4/87 meeting regarding the composition of the new board.

That being a 14 member board composed of: 1-physician active in EMS, 1-R.N., 1-Volunteer service representative, 1- Mobile Intensive Care Technician service representative, 1-Fire service representative, 1-Hospital Administrator actively in EMS, 1-Full time paid EMT representative, 2-Legislatures, 1-County commissioners, and 4-Regional Council representatives (appointed by the Governor-recommended by each Regional Council).

There have been concerns voiced by members of Region IV about clarification on certain points of HB #2639. In the interest of time conservation, both at our meeting on 1/19/88 and for this meeting today, Region IV supports the points of clarification as proposed by the other three EMS Regions, Kansas Emergency Medical Technicians Association, and Kansas Emergency Medical Technicians Administrative Association.

Again I thank you for your time and for allowing me to offer these thoughts on behalf of Region IV. Should I or Region IV be able to assist you at any time in the future, please don't hesitate to call.

TESTIMONY SUMMARY  
OF  
JAMES P. COONEY, JR., Ph.D.  
DEAN, SCHOOL OF ALLIED HEALTH  
UNIVERSITY OF KANSAS MEDICAL CENTER  
JANUARY 20, 1988

CONCERNING  
HB 2639

1. The University of Kansas has been legislatively charged with the review and approval of all EMS related training in Kansas since 1974. Because of this institutional authority and long-standing organizational commitment, the University is in support of any effort in the best interest of the Kansas EMS system. The currently proposed legislation, redesigning the EMS system removes existing institutional authorities of the University and others in the matter of such services. We support the legislation as it is currently drafted.
2. The University had the opportunity to work with the special Committee on Local Government during their study of Kansas EMS and the development of draft legislation. We feel they have identified and resolved at least major state EMS governance and training problems in their proposal. It should be noted that the University expressed concerns about certain aspects of the current Bill's first draft. Specifically, we felt the role of the University was not clear and was at a best, ambiguous. The current version has corrected all the problem areas of the draft related to the University. It has clarified our role which will be non-institutional. The proposed Board will not be an organizational component of the University. We will provide housing and logistical support only. A member of the KUMC faculty will serve in a part-time capacity as Program medical advisor. That is our interpretation of the role proposed and we are comfortable with that.
3. From the initiation of the effort to reorganize EMS governance in the State, the University has expressed concern that the new organizational form of EMS governance and training must have sufficient provision for physician oversight. Such oversight must guarantee timely and convenient access to a spectrum of medical subspecialties. Geographical location of the Program must be determined considering as first priority continual physician oversight. A part-time medical director, nor a voluntary medical committee per se, can effectively provide the necessary oversight. We are not recommending any change in the current language, simply reemphasizing a long-standing concern that will be best resolved through program implementation subsequent to legislative enactment.
4. The nature of the EMS program must not be overlooked. Specifically, it is a medical program and one dealing with a broad spectrum of medical emergencies occurring in a variety of locations and under a variety of conditions.
5. The training of the full range of EMS specialists is adult education and the complex nature of this type of education must not be overlooked and/or underrated.
6. Governance of the revised EMS system must provide the appropriate checks and balances among providers, consumers, legislative coordination, and physical oversight.

*Attachment 8*  
*1-20-88*  
(over)

7. As previously advised the University, to comply with Regents' rules concerning faculty termination and permit the new EMS organization to begin immediate function, will close their EMS field oversight program in June of 1988. Such action was initiated by us in June of 1987.