

SENATE BILL No. 216

By Committee on Ways and Means

2-21

1 AN ACT concerning emergency medical services; amending K.S.A. 65-
2 6110, 65-6126, 65-6132 and 65-6133 and K.S.A. 2010 Supp. 65-6112,
3 65-6120, 65-6121, 65-6123, 65-6129 and 65-6144 and repealing the
4 existing sections.
5

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

7 Section 1. K.S.A. 65-6110 is hereby amended to read as follows: 65-
8 6110. (a) The board shall adopt any rules and regulations necessary for
9 the regulation of ambulance services. Such rules and regulations shall
10 include: (1) A classification of the different types of ambulance services;
11 (2) requirements as to equipment necessary for ambulances and rescue
12 vehicles; (3) qualifications and training of attendants, instructor-
13 coordinators and training officers; (4) requirements *and fees* for the
14 licensure, *temporary licensure*, and renewal of licensure for ambulances
15 and rescue vehicles; (5) records and equipment to be maintained by
16 operators, instructor-coordinators, training officers, providers of training
17 and attendants; ~~and~~ (6) *requirements for a quality assurance and*
18 *improvement program for ambulance services; (7) staffing requirements*
19 *for attendant or medical personnel for ambulance services and vehicles;*
20 *and (8) such other matters as the board deems necessary to implement*
21 *and administer the provisions of this act.*

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

24 Sec. 2. K.S.A. 2010 Supp. 65-6112 is hereby amended to read as
25 follows: 65-6112. As used in this act:

26 (a) "Administrator" means the executive director of the emergency
27 medical services board.

28 (b) "Advanced emergency medical technician" means a person who
29 holds an advanced emergency medical technician certificate issued
30 pursuant to this act.

31 (c) "Advanced registered nurse practitioner" means an advanced
32 registered nurse practitioner as defined in K.S.A. 65-1113, and
33 amendments thereto.

34 (d) "Ambulance" means any privately or publicly owned motor
35 vehicle, airplane or helicopter designed, constructed, prepared, staffed
36 and equipped for use in transporting and providing emergency care for

1 individuals who are ill or injured.

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

6 (f) "Attendant" means a first responder, an emergency medical
7 responder, emergency medical technician, emergency medical technician-
8 intermediate, emergency medical technician-defibrillator, emergency
9 medical technician-intermediate/defibrillator, advanced emergency
10 medical technician, mobile intensive care technician or paramedic
11 certified pursuant to this act.

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

14 (h) "Emergency medical service" means the effective and
15 coordinated delivery of such care as may be required by an emergency
16 which includes the care and transportation of individuals by ambulance
17 services and the performance of authorized emergency care by a
18 physician, advanced registered nurse practitioner, professional nurse, a
19 licensed physician assistant or attendant.

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

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

25 (k) "Emergency medical technician-intermediate" means a person
26 who holds an emergency medical technician-intermediate certificate
27 issued pursuant to this act.

28 (l) "Emergency medical technician-intermediate/defibrillator" means
29 a person who holds both an emergency medical technician-intermediate
30 and emergency medical technician defibrillator certificate issued pursuant
31 to this act.

32 (m) "Emergency medical responder" means a person who holds an
33 emergency medical responder certificate issued pursuant to this act.

34 (n) "First responder" means a person who holds a first responder
35 certificate issued pursuant to this act.

36 (o) "Hospital" means a hospital as defined by K.S.A. 65-425, and
37 amendments thereto.

38 (p) "Instructor-coordinator" means a person who is certified under
39 this act to teach initial courses of certification of instruction and
40 continuing education classes.

41 (q) "Medical ~~adviser~~ *director*" means a physician.

42 (r) "Medical protocols" mean written guidelines which authorize
43 attendants to perform certain medical procedures prior to contacting a

1 physician, physician assistant authorized by a physician, advanced
2 registered nurse practitioner authorized by a physician or professional
3 nurse authorized by a physician. The medical protocols shall be approved
4 by a county medical society or the medical staff of a hospital to which the
5 ambulance service primarily transports patients, or if neither of the above
6 are able or available to approve the medical protocols, then the medical
7 protocols shall be submitted to the medical advisory council for approval.

8 (s) "Mobile intensive care technician" means a person who holds a
9 mobile intensive care technician certificate issued pursuant to this act.

10 (t) "Municipality" means any city, county, township, fire district or
11 ambulance service district.

12 (u) "Nonemergency transportation" means the care and transport of a
13 sick or injured person under a foreseen combination of circumstances
14 calling for continuing care of such person. As used in this subsection,
15 transportation includes performance of the authorized level of services of
16 the attendant whether within or outside the vehicle as part of such
17 transportation services.

18 (v) "Operator" means a person or municipality who has a permit to
19 operate an ambulance service in the state of Kansas.

20 (w) "Paramedic" means a person who holds a paramedic certificate
21 issued pursuant to this act.

22 (x) "Person" means an individual, a partnership, an association, a
23 joint-stock company or a corporation.

24 (y) "Physician" means a person licensed by the state board of
25 healing arts to practice medicine and surgery.

26 (z) "Physician assistant" means a person who is licensed under the
27 physician assistant licensure act and who is acting under the direction of a
28 responsible physician.

29 (aa) "Professional nurse" means a licensed professional nurse as
30 defined by K.S.A. 65-1113, and amendments thereto.

31 (bb) "Provider of training" means a corporation, partnership,
32 accredited postsecondary education institution, ambulance service, fire
33 department, hospital or municipality that conducts training programs that
34 include, but are not limited to, initial courses of instruction and
35 continuing education for attendants, instructor-coordinators or training
36 officers.

37 (cc) "Responsible physician" means responsible physician as such
38 term is defined under K.S.A. 65-28a02, and amendments thereto.

39 (dd) "Training officer" means a person who is certified pursuant to
40 this act to teach, *coordinate or both*, initial courses of instruction for first
41 responders or emergency medical responders and continuing education as
42 prescribed by the board.

43 Sec. 3. K.S.A. 2010 Supp. 65-6120 is hereby amended to read as

1 follows: 65-6120. (a) Notwithstanding any other provision of law to the
2 contrary, an emergency medical technician-intermediate may:

3 (1) Perform any of the activities identified by K.S.A. 65-6121, and
4 amendments thereto;

5 (2) when approved by medical protocols and where voice contact by
6 radio or telephone is monitored by a physician, physician assistant where
7 authorized by a physician, advanced registered nurse practitioner where
8 authorized by a physician or licensed professional nurse where authorized
9 by a physician, and direct communication is maintained, upon order of
10 such person, may perform veni-puncture for the purpose of blood
11 sampling collection and initiation and maintenance of intravenous
12 infusion of saline solutions, dextrose and water solutions or ringers
13 lactate IV solutions, endotracheal intubation and administration of
14 nebulized albuterol;

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

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

22 (b) An individual who holds a valid certificate as an emergency
23 medical technician-intermediate once *successfully* completing the board
24 prescribed transition course, and validation of cognitive and psychomotor
25 competency as determined by rules and regulations of the board, *may*
26 *apply to transition to become an advanced emergency medical*
27 *technician. Alternatively, upon application for renewal, such individual*
28 *shall be deemed to hold a certificate as an advanced emergency medical*
29 *technician under this act, provided such individual has completed all*
30 *continuing education hour requirements inclusive of the successful*
31 *completion of a transition course* and such individual shall not be
32 required to file an original application for certification as an advanced
33 emergency medical technician under this act.

34 (c) "Renewal" as used in subsection (b), refers to the *first or second*
35 *opportunity after December 31, 2011, that an emergency medical*
36 *technician-intermediate has to apply for renewal of a certificate following*
37 *the effective date of this act.*

38 (d) Emergency medical technician-intermediates who fail to meet
39 the transition requirements as specified ~~will be required, at a minimum, to~~
40 ~~gain the continuing education applicable to emergency medical technician~~
41 ~~as defined by rules and regulations of the board. Failure to do so will~~
42 ~~result in loss of certification.~~ *may complete either the board prescribed*
43 *emergency medical technician transition course or emergency medical*

1 responder transition course, provide validation of cognitive and
2 psychomotor competency and all continuing education hour requirements
3 inclusive of the successful completion of a transition course as
4 determined by rules and regulations of the board. Upon completion, such
5 emergency medical technician-intermediate may apply to transition to
6 become an emergency medical technician or an emergency medical
7 responder; depending on the transition course that was successfully
8 completed. Alternatively, upon application for renewal of an emergency
9 medical technician-intermediate certificate, the applicant shall be
10 renewed as an emergency medical technician or an emergency medical
11 responder; depending on the transition course that was successfully
12 completed. Such individual shall not be required to file an original
13 application for certification as an emergency medical technician or
14 emergency medical responder.

15 (e) Failure to successfully complete either an advanced emergency
16 medical technician transition course, an emergency medical technician
17 transition course or emergency medical responder transition course will
18 result in loss of certification.

19 (f) Upon transition, notwithstanding any other provision of law to
20 the contrary, an advanced emergency medical technician may:

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

23 (2) any of the following interventions, by use of the devices,
24 medications and equipment, or any combination thereof, *as specifically*
25 *identified in rules and regulations*, after successfully completing an
26 approved course of instruction, local specialized device training and
27 competency validation and when authorized by medical protocols, *or*
28 upon order when direct communication is maintained by radio, telephone
29 or video conference with a physician, physician assistant where
30 authorized by a physician, an advanced registered nurse practitioner
31 where authorized by a physician, or licensed professional nurse where
32 authorized by a physician upon order of such a person: (A) Continuous
33 positive airway pressure devices; (B) advanced airway management; (C)
34 referral of patient of alternate medical care site based on assessment; (D)
35 transportation of a patient with a capped arterial line; (E) veni-puncture
36 for obtaining blood sample; (F) initiation and maintenance of intravenous
37 infusion or saline lock; (G) initiation of intraosseous infusion; (H)
38 nebulized therapy; (I) manual defibrillation and cardioversion; (J) cardiac
39 monitoring; (K) ~~medication administration via~~ECG interpretation; (L)
40 *administration of generic or trade name medications by one or more of*
41 *the following methods*: (i) Aerosolization; (ii) nebulization; (iii)
42 intravenous; (iv) intranasal; (v) rectal; (vi) subcutaneous; (vii)
43 intraosseous; (viii) intramuscular; or (ix) sublingual.

1 (⊕) (g) An individual who holds a valid certificate as both an
2 emergency medical technician-intermediate and as an emergency medical
3 technician-defibrillator once *successfully* completing the board prescribed
4 transition course, and validation of cognitive and psychomotor
5 competency as determined by rules and regulations of the board, *may*
6 *apply to transition to an advanced emergency medical technician.*
7 *Alternatively, upon application for renewal, such individual shall be*
8 *deemed to hold a certificate as an advanced emergency medical*
9 *technician under this act, provided such individual has completed all*
10 *continuing education hour requirements inclusive of successful*
11 *completion of transition course, and such individual shall not be required*
12 *to file an original application for certification as an advanced emergency*
13 *medical technician under this act.*

14 (⊗) (h) "Renewal" as used in subsection (f), refers to the *first or*
15 *second opportunity after December 31, 2011, that an emergency medical*
16 *technician-intermediate and emergency medical technician-defibrillator*
17 *has to apply for renewal of a certificate following the effective date of*
18 *this act.*

19 (⊕) (i) ~~Emergency medical technician-intermediate and~~
20 ~~emergency medical technician-defibrillator who fail to meet the transition~~
21 ~~requirements as specified will be required, at a minimum, to gain the~~
22 ~~continuing education applicable to emergency medical technician as~~
23 ~~defined by rules and regulations of the board. Failure to do so will result~~
24 ~~in loss of certification.~~*An individual who holds both an emergency*
25 *medical technician-intermediate certificate and an emergency medical*
26 *technician-defibrillator certificate, who fails to meet the transition*
27 *requirements as specified may complete either the board prescribed*
28 *emergency medical technician transition course or emergency medical*
29 *responder transition course, and provide validation of cognitive and*
30 *psychomotor competency and all continuing education hour requirements*
31 *inclusive of successful completion of a transition course as determined by*
32 *rules and regulations of the board. Upon completion, such individual*
33 *may apply to transition to become an emergency medical technician or*
34 *emergency medical responder, depending on the transition course that*
35 *was successfully completed. Alternatively, upon application for renewal*
36 *of an emergency medical technician – intermediate certificate and an*
37 *emergency medical technician -defibrillator certificate, the applicant*
38 *shall be renewed as an emergency medical technician or an emergency*
39 *medical responder, depending on the transition course that was*
40 *successfully completed. Such individual shall not be required to file an*
41 *original application for certification as an emergency medical technician*
42 *or emergency medical responder.*

43 (j) *Failure to successfully complete either the advanced*

1 *emergency medical technician transition requirements, an emergency*
2 *medical technician transition course or the emergency medical responder*
3 *transition course will result in loss of certification.*

4 Sec. 4. K.S.A. 2010 Supp. 65-6121 is hereby amended to read as
5 follows: 65-6121. (a) Notwithstanding any other provision of law to the
6 contrary, an emergency medical technician may perform any of the
7 following activities:

- 8 (1) Patient assessment and vital signs;
- 9 (2) airway maintenance including the use of:
 - 10 (A) Oropharyngeal and nasopharyngeal airways;
 - 11 (B) esophageal obturator airways with or without gastric suction
12 device;
 - 13 (C) multi-lumen airway; and
 - 14 (D) oxygen demand valves.
- 15 (3) Oxygen therapy;
- 16 (4) oropharyngeal suctioning;
- 17 (5) cardiopulmonary resuscitation procedures;
- 18 (6) control accessible bleeding;
- 19 (7) apply pneumatic anti-shock garment;
- 20 (8) manage outpatient medical emergencies;
- 21 (9) extricate patients and utilize lifting and moving techniques;
- 22 (10) manage musculoskeletal and soft tissue injuries including
23 dressing and bandaging wounds or the splinting of fractures, dislocations,
24 sprains or strains;
- 25 (11) use of backboards to immobilize the spine;
- 26 (12) administer activated charcoal and glucose;
- 27 (13) monitor ~~peripheral~~ intravenous line delivering intravenous
28 fluids during interfacility transport with the following restrictions:
 - 29 (A) The physician approves the transfer by an emergency medical
30 technician;
 - 31 (B) no medications or nutrients have been added to the intravenous
32 fluids; and
 - 33 (C) the emergency medical technician may monitor, maintain and
34 shut off the flow of intravenous fluid;
- 35 (14) use automated external defibrillators;
- 36 (15) administer epinephrine auto-injectors provided that:
 - 37 (A) The emergency medical technician successfully completes a
38 course of instruction approved by the board in the administration of
39 epinephrine; ~~and~~
 - 40 (B) the emergency medical technician serves with an ambulance
41 service or a first response organization that provides emergency medical
42 services; and
 - 43 (C) the emergency medical technician is acting pursuant to medical

1 protocols;

2 (16) perform, during nonemergency transportation, those activities
3 specified in this section when specifically authorized to perform such
4 activities by medical protocols; or

5 (17) when authorized by medical protocol, assist the patient in the
6 administration of the following medications which have been prescribed
7 for that patient: Auto-injection epinephrine, sublingual nitroglycerin and
8 inhalers for asthma and emphysema.

9 (b) An individual who holds a valid certificate as an emergency
10 medical technician at the current basic level once *successfully* completing
11 the board prescribed transition course, and validation of cognitive and
12 psychomotor competency as determined by rules and regulations of the
13 board, *may apply to transition to become an emergency medical*
14 *technician. Alternatively, upon application for renewal, such individual*
15 *shall be deemed to hold a certificate as an emergency medical technician*
16 *under this act, provided such individual has completed all continuing*
17 *education hour requirements inclusive of successful completion of a*
18 *transition course, and such individual shall not be required to file an*
19 *original application for certification as an emergency medical technician*
20 *under this act.*

21 (c) "Renewal" as used in subsection (b); refers to the first
22 opportunity *after December 31, 2011*, that an emergency medical
23 technician has to apply for renewal of a certificate following the effective
24 date of this act.

25 (d) Emergency medical technicians who fail to meet the transition
26 requirements as specified ~~will be required, at a minimum, to gain the~~
27 ~~continuing education applicable to emergency medical responder as~~
28 ~~defined by rules and regulations of the board. Failure to do so will result~~
29 ~~in loss of certification.~~ *may successfully complete the board prescribed*
30 *emergency medical responder transition course, provide validation of*
31 *cognitive and psychomotor competency and all continuing education*
32 *hour requirements inclusive of the successful completion of a transition*
33 *course as determined by rules and regulations of the board. Alternatively,*
34 *upon application for renewal of an emergency medical technician*
35 *certificate, the applicant shall be deemed to hold a certificate as an*
36 *emergency medical responder under this act, and such individual shall*
37 *not be required to file an original application for certification as an*
38 *emergency medical responder.*

39 (e) *Failure to successfully complete either an emergency medical*
40 *technician transition course or emergency medical responder transition*
41 *course will result in loss of certification.*

42 (e) (f) Upon transition, notwithstanding any other provision of law to
43 the contrary, an emergency medical technician may perform any activities

1 identified in K.S.A. 65-6144, and amendments thereto, and any of the
2 following interventions, by use of the devices, medications and
3 equipment, or any combination thereof, after successfully completing an
4 approved course of instruction, local specialized device training and
5 competency validation and when authorized by medical protocols, *or*
6 upon order when direct communication is maintained by radio, telephone
7 or video conference is monitored by a physician, physician assistant when
8 authorized by a physician, an advanced registered nurse practitioner when
9 authorized by a physician or a licensed professional nurse when
10 authorized by a physician, upon order of such person:

- 11 (1) Airway maintenance including use of:
 - 12 (A) Single lumen airways as approved by the board;
 - 13 (B) multilumen airways;
 - 14 (C) ventilator devices;
 - 15 (D) forceps removal of airway obstruction;
 - 16 (E) CO2 monitoring;
 - 17 (F) airway suctioning;
- 18 (2) apply pneumatic anti-shock garment;
- 19 (3) assist with childbirth;
- 20 (4) monitoring urinary catheter;
- 21 (5) capillary blood sampling;
- 22 (6) cardiac monitoring;
- 23 (7) administration of patient assisted medications as approved by the
24 board;
- 25 (8) administration of medications as approved by the board by
26 appropriate routes; and
- 27 (9) monitor, maintain or discontinue flow of IV line if a physician
28 approves transfer by an emergency medical technician.

29 Sec. 5. K.S.A. 2010 Supp. 65-6123 is hereby amended to read as
30 follows: 65-6123. (a) Notwithstanding any other provision of law to the
31 contrary, an emergency medical technician-defibrillator may:

- 32 (1) Perform any of the activities identified in K.S.A. 65-6121, and
33 amendments thereto;
- 34 (2) when approved by medical protocols ~~and/or~~ where voice contact
35 by radio or telephone is monitored by a physician, physician assistant
36 where authorized by a physician, advanced registered nurse practitioner
37 where authorized by a physician, or licensed professional nurse where
38 authorized by a physician, and direct communication is maintained, upon
39 order of such person, may perform electrocardiographic monitoring and
40 defibrillation;
- 41 (3) perform, during an emergency, those activities specified in
42 subsection (b) before contacting the persons identified in subsection (b)
43 when specifically authorized to perform such activities by medical

1 protocols; or

2 (4) perform, during nonemergency transportation, those activities
3 specified in this section when specifically authorized to perform such
4 activities by medical protocols.

5 (b) An individual who holds a valid certificate as an emergency
6 medical technician-defibrillator once *successfully* completing an
7 *emergency medical technician-intermediate, initial course of instruction*
8 *and* the board prescribed transition course, and validation of cognitive
9 and psychomotor competency as determined by rules and regulations of
10 the board, *may apply to transition to become an advanced emergency*
11 *medical technician. Alternatively,* upon application for renewal, *such*
12 *individual* shall be deemed to hold a certificate as an advanced
13 emergency medical technician under this act, *provided such individual*
14 *has completed all continuing education hour requirements inclusive of*
15 *successful completion of a transition course,* and such individual shall not
16 be required to file an original application for certification as an advanced
17 emergency medical technician ~~under this act.~~

18 (c) "Renewal" as used in subsection (b), refers to the second
19 opportunity *after December 31, 2011,* that an attendant has to apply for
20 renewal of a certificate following the effective date of this act.

21 (d) EMT-D attendants who fail to meet the transition requirements
22 as specified ~~will be required, at a minimum, to gain the continuing~~
23 ~~education applicable to emergency medical technician as defined by rules~~
24 ~~and regulations of the board. Failure to do so will result in loss of~~
25 ~~certification.~~ *may complete either the board prescribed emergency*
26 *medical technician transition course or emergency medical responder*
27 *transition course, provide validation of cognitive and psychomotor*
28 *competency provided such individual has completed all continuing*
29 *education hour requirements inclusive of the successful completion of a*
30 *transition course as determined by rules and regulations of the board.*
31 *Upon completion, such emergency medical technician-defibrillator may*
32 *apply to transition to become an emergency medical technician or an*
33 *emergency medical responder, depending on the transition course that*
34 *was successfully completed. Alternatively, upon application for renewal*
35 *of an emergency medical technician-defibrillator certificate, the*
36 *applicant shall be renewed as an emergency medical technician or an*
37 *emergency medical responder, depending on the transition course that*
38 *was successfully completed. Such individual shall not be required to file*
39 *an original application for certification as an emergency medical*
40 *technician or emergency medical responder.*

41 (e) *Failure to complete either the advanced emergency medical*
42 *technician transition requirements, an emergency medical technician*
43 *transition course or an emergency medical responder transition course*

1 *will result in loss of certification.*

2 Sec. 6. K.S.A. 65-6126 is hereby amended to read as follows: 65-
3 6126. Each emergency medical service shall have a medical
4 ~~adviser~~director appointed by the operator of the service to review,
5 approve and monitor the activities *and education* of the attendants. The
6 board may approve an alternative procedure for medical oversight if no
7 medical ~~adviser~~director is available.

8 Sec. 7. K.S.A. 2010 Supp. 65-6129 is hereby amended to read as
9 follows: 65-6129. (a) Application for an attendant's certificate shall be
10 made to the board. The board shall not grant an attendant's certificate
11 unless the applicant meets the following requirements:

12 (1) (A) Has successfully completed coursework required by the rules
13 and regulations adopted by the board; or

14 (B) has successfully completed coursework in another jurisdiction
15 that is substantially equivalent to that required by the rules and
16 regulations adopted by the board; ~~and~~

17 (2) (A) has passed the examination required by the rules and
18 regulations adopted by the board; or

19 (B) has passed the certification or licensing examination in another
20 jurisdiction that has been approved by the board; *and*

21 (3) *has paid a fee required by the rules and regulations adopted by*
22 *the board.*

23 (b) (1) The board shall not grant a temporary attendant's certificate
24 unless the applicant meets the following requirements:

25 (A) If the applicant is certified or licensed as an attendant in another
26 jurisdiction, but the applicant's coursework is determined not to be
27 substantially equivalent to that required by the board, such temporary
28 certificate shall be valid for one year from the date of issuance or until the
29 applicant has completed the required coursework, whichever occurs first;
30 or

31 (B) if the applicant has completed the required coursework, has
32 taken the required examination, but has not received the results of the
33 examination, such temporary certificate shall be valid for 120 days from
34 the date of the examination.

35 (2) An applicant who has been granted a temporary certificate shall
36 be under the direct supervision of a physician, a physician's assistant, a
37 professional nurse or an attendant holding a certificate at the same level
38 or higher than that of the applicant.

39 (c) The board shall not grant an initial emergency medical
40 technician-intermediate certificate, advanced emergency medical
41 technician certificate, mobile intensive care technician certificate or
42 paramedic certificate as a result of successful course completion in the
43 state of Kansas, unless the applicant for such an initial certificate is

1 certified as an emergency medical technician.

2 (d) An attendant's certificate shall expire on the date prescribed by
3 the board. An attendant's certificate may be renewed for a period of two
4 years upon payment of a fee as prescribed by rule and regulation of the
5 board and upon presentation of satisfactory proof that the attendant has
6 successfully completed continuing education as prescribed by the board.

7 (e) All fees received pursuant to the provisions of this section shall
8 be remitted to the state treasurer in accordance with the provisions of
9 K.S.A. 75-4215, and amendments thereto. Upon receipt of each such
10 remittance, the state treasurer shall deposit the entire amount in the state
11 treasury to the credit of the emergency medical services operating fund
12 established by K.S.A. 65-6151, and amendments thereto.

13 (f) If a person who was previously certified as an attendant applies
14 for an attendant's certificate after the certificate's expiration, the board
15 may grant a certificate without the person completing an initial course of
16 instruction or passing a certification examination if the person has
17 completed education requirements and has paid a fee as specified in rules
18 and regulations adopted by the board.

19 (g) The board shall adopt, through rules and regulations, a formal
20 list of graduated sanctions for violations of article 61 of chapter 65 of the
21 Kansas Statutes Annotated, and amendments thereto, which shall specify
22 the number and severity of violations for the imposition of each level of
23 sanction.

24 Sec. 8. K.S.A. 65-6132 is hereby amended to read as follows: 65-
25 6132. (a) An operator's permit may be denied, revoked, limited, modified
26 or suspended by the board upon proof that such operator or any agent or
27 employee thereof:

28 (1) Has been guilty of misrepresentation in obtaining the permit or
29 in the operation of the ambulance service;

30 (2) has engaged or attempted to engage in, or represented
31 themselves as entitled to perform, any ambulance service not authorized
32 in the permit;

33 (3) has demonstrated incompetence as defined by rules and
34 regulations adopted by the board or has shown themselves otherwise
35 unable to provide adequate ambulance service;

36 (4) has failed to keep and maintain the records required by the
37 provisions of this act, or the rules and regulations ~~promulgated~~
38 ~~thereunder adopted by the board~~, or has failed to make reports when and
39 as required;

40 (5) has knowingly operated faulty or unsafe equipment; ~~or~~

41 (6) has violated or aided and abetted in the violation of any
42 provision of this act or the rules and regulations ~~promulgated~~
43 ~~thereunder adopted by the board~~; or

1 (7) *has engaged in unprofessional conduct as defined by rules and*
2 *regulations adopted by the board.*

3 (b) The board shall not limit, modify, revoke or suspend any
4 operator's permit pursuant to this section without first conducting a
5 hearing in accordance with the provisions of the administrative procedure
6 act.

7 Sec. 9. K.S.A. 65-6133 is hereby amended to read as follows: 65-
8 6133. (a) An attendant's, ~~or~~ instructor-coordinator's *or training officer's*
9 certificate may be denied, revoked, limited, modified or suspended by the
10 board or the board may refuse to renew such certificate upon proof that
11 such individual:

12 (1) Has made intentional misrepresentations in obtaining a
13 certificate or renewing a certificate;

14 (2) has performed or attempted to perform activities not authorized
15 by statute at the level of certification held by the individual;

16 (3) has demonstrated incompetence as defined by rules and
17 regulations adopted by the board or has provided inadequate patient care
18 as determined by the board;

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

21 (5) has been convicted of a felony and, after investigation by the
22 board, it is determined that such person has not been sufficiently
23 rehabilitated to warrant the public trust;

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

28 (7) has engaged in unprofessional conduct, as defined by rules and
29 regulations adopted by the board.; *or*

30 (8) *has had a certificate, license or permit to practice emergency*
31 *medical services as an attendant denied, revoked, limited or suspended*
32 *or has been publicly or privately censured, by a licensing or other*
33 *regulatory authority of another state, agency of the United States*
34 *government, territory of the United States or other country or has had*
35 *other disciplinary action taken against the applicant or holder of a*
36 *permit, license or certificate by a licensing or other regulatory authority*
37 *of another state, agency of the United States government, territory of the*
38 *United States or other country. A certified copy of the record or order of*
39 *public or private censure, denial, suspension, limitation, revocation or*
40 *other disciplinary action of the licensing or other regulatory authority of*
41 *another state, agency of the United States government, territory of the*
42 *United States or other country shall constitute prima facie evidence of*
43 *such a fact for purposes of this paragraph.*

1 (b) The board may limit, modify, revoke or suspend an attendant's or
2 instructor-coordinator's certificate or the board may refuse to renew such
3 certificate in accordance with the provisions of the Kansas administrative
4 procedure act.

5 Sec. 10. K.S.A. 2010 Supp. 65-6144 is hereby amended to read as
6 follows: 65-6144. (a) A first responder may perform any of the following
7 activities:

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

11 (2) cardiopulmonary resuscitation and airway management;

12 (3) control of bleeding;

13 (4) extremity splinting excluding traction splinting;

14 (5) stabilization of the condition of the individual in need of
15 emergency care;

16 (6) oxygen therapy;

17 (7) use of oropharyngeal airways;

18 (8) use of bag valve masks;

19 (9) use automated external defibrillators; and

20 (10) other techniques of preliminary care a first responder is trained
21 to provide as approved by the board.

22 (b) An individual who holds a valid certificate as a first responder,
23 once completing the board prescribed transition course, and validation of
24 cognitive and psychomotor competency as determined by rules and
25 regulations of the board, *may apply to transition to become an emergency*
26 *medical responder. Alternatively, upon application for renewal of such*
27 *certificate, such individual shall be deemed to hold a certificate as an*
28 *emergency medical responder under this act, provided such individual*
29 *has completed all continuing education hour requirements inclusive of a*
30 *transition course and such individual shall not be required to file an*
31 *original application for certification as an emergency medical responder*
32 *under this act.*

33 (c) "Renewal" as used in subsection (b), refers to the first
34 opportunity *after December 31, 2011*, that an attendant has to apply for
35 renewal of a certificate following the effective date of this act.

36 (d) First responder attendants who fail to meet the transition
37 requirements as specified will forfeit their certification.

38 (e) Upon transition, notwithstanding any other provision of law to
39 the contrary, an emergency medical responder may perform any of the
40 following interventions, by use of the devices, medications and
41 equipment, or any combination thereof, after successfully completing an
42 approved course of instruction, local specialized device training and
43 competency validation and when authorized by medical protocols, *or*

1 upon order when direct communication is maintained by radio, telephone
2 or video conference is monitored by a physician, physician assistant when
3 authorized by a physician, an advanced registered nurse practitioner when
4 authorized by a physician or a licensed professional nurse when
5 authorized by a physician, upon order of such person: (1) Emergency
6 vehicle operations; (2) initial scene management; (3) patient assessment
7 and stabilization; (4) cardiopulmonary resuscitation and airway
8 management; (5) control of bleeding; (6) extremity splinting; (7) spinal
9 immobilization; (8) oxygen therapy; (9) use of bag-valve-mask; (10) use
10 of automated external defibrillator; (11) nebulizer therapy; (12)
11 intramuscular injections with auto-injector; (13) administration of oral
12 glucose; (14) administration of aspirin; (15) recognize and comply with
13 advanced directives; (16) insertion and maintenance of oral and nasal
14 pharyngeal airways; (17) use of blood glucose monitoring; and (18) other
15 techniques and devices of preliminary care an emergency medical
16 responder is trained to provide as approved by the board.

17 Sec. 11. K.S.A. 65-6110, 65-6126, 65-6132 and 65-6133 and K.S.A.
18 2010 Supp. 65-6112, 65-6120, 65-6121, 65-6123, 65-6129 and 65-6144
19 are hereby repealed.

20 Sec. 12. This act shall take effect and be in force from and after its
21 publication in the statute book.
22