

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 **6102**, 65-6110, 65-6126, 65-6132 and 65-6133 and K.S.A. 2010 Supp.
3 65-6112, 65-6120, 65-6121, 65-6123, 65-6129 and 65-6144 and
4 repealing the existing sections.

5
6 *Be it enacted by the Legislature of the State of Kansas:*

7 **Section 1. K.S.A. 65-6102 is hereby amended to read as follows: 65-**
8 **6102. (a) There is hereby established the emergency medical services**
9 **board. The office of the emergency medical services board shall be**
10 **located in the city of Topeka, Kansas.**

11 **(b) The emergency medical services board shall be composed of ~~13~~**
12 **15 members to be appointed as follows:**

13 **(1) ~~Nine~~ Eleven members shall be appointed by the governor. Of**
14 **such members:**

15 **(A) ~~One~~ Three shall be a member of the Kansas medical society**
16 **physicians who ~~is~~ are actively involved in emergency medical services;**

17 **(B) two shall be county commissioners of counties making a levy**
18 **for ambulance service, at least one of whom shall be from a county**
19 **having a population of less than 15,000;**

20 **(C) one shall be an instructor-coordinator;**

21 **(D) one shall be a hospital administrator actively involved in**
22 **emergency medical services;**

23 **(E) one shall be a member of a firefighting unit which provides**
24 **emergency medical service; and**

25 **(F) three shall be attendants who are actively involved in**
26 **emergency medical service. At least two classifications of attendants**
27 **shall be represented. At least one of such members shall be from a**
28 **volunteer emergency medical service; and**

29 **(2) four members shall be appointed as follows:**

30 **(A) One shall be a member of the Kansas senate to be appointed by**
31 **the president of the senate;**

32 **(B) one shall be a member of the Kansas senate to be appointed by**
33 **the minority leader of the senate;**

34 **(C) one shall be a member of the Kansas house of representatives to**
35 **be appointed by the speaker of the house of representatives; and**

36 **(D) one shall be a member of the Kansas house of representatives**

1 *to be appointed by the minority leader of the house of representatives.*

2 *All members of the board shall be residents of the state of Kansas.*
3 *Appointments to the board shall be made with due consideration that*
4 *representation of the various geographical areas of the state is ensured.*
5 *The governor may remove any member of the board upon*
6 *recommendation of the board. Any person appointed to a position on the*
7 *board shall forfeit such position upon vacating the office or position*
8 *which qualified such person to be appointed as a member of the board.*

9 ~~(c) Of the members first appointed to the board, four shall be~~
10 ~~appointed for terms of one year, three for terms of two years, three for~~
11 ~~terms of three years and three for terms of four years. Of the two~~
12 ~~additional physician members appointed by the governor after July 1,~~
13 ~~2011, one shall be appointed for a term of three years and one shall be~~
14 ~~appointed for a term of four years. Thereafter, members shall be~~
15 ~~appointed for terms of four years and until their successors are~~
16 ~~appointed and qualified. In the case of a vacancy in the membership of~~
17 ~~the board, the vacancy shall be filled for the unexpired term.~~

18 (d) *The board shall meet at least six times annually and at least*
19 *once each quarter and at the call of the chairperson or at the request of*
20 *the administrator of the emergency medical services board or of any six*
21 *members of the board. At the first meeting of the board after January 1*
22 *each year, the members shall elect a chairperson and a vice-chairperson*
23 *who shall serve for a term of one year. The vice-chairperson shall*
24 *exercise all of the powers of the chairperson in the absence of the*
25 *chairperson. If a vacancy occurs in the office of the chairperson or vice-*
26 *chairperson, the board shall fill such vacancy by election of one of its*
27 *members to serve the unexpired term of such office. Members of the*
28 *board attending meetings of the board or attending a subcommittee*
29 *meeting thereof authorized by the board shall be paid compensation,*
30 *subsistence allowances, mileage and other expenses as provided in*
31 *K.S.A. 75-3223, and amendments thereto.*

32 (e) *Except as otherwise provided by law, all vouchers for*
33 *expenditures and all payrolls of the emergency medical services board*
34 *shall be approved by the emergency medical services board or a person*
35 *designated by the board.*

36 ~~Section 1.~~ *Sec. 2.* K.S.A. 65-6110 is hereby amended to read as
37 follows: 65-6110. (a) The board shall adopt any rules and regulations
38 necessary for the regulation of ambulance services. Such rules and
39 regulations shall include: (1) A classification of the different types of
40 ambulance services; (2) requirements as to equipment necessary for
41 ambulances and rescue vehicles; (3) qualifications and training of
42 attendants, instructor-coordinators and training officers; (4) requirements
43 *and fees* for the licensure, *temporary licensure*, and renewal of licensure

1 for ambulances and rescue vehicles; (5) records and equipment to be
2 maintained by operators, instructor-coordinators, training officers,
3 providers of training and attendants; ~~and~~ (6) *requirements for a quality*
4 *assurance and improvement program for ambulance services; (7) staffing*
5 *requirements for attendant or medical personnel for ambulance services*
6 *and vehicles; and (8) such other matters as the board deems necessary to*
7 *implement and administer the provisions of this act.*

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

10 Sec. ~~2~~. 3. K.S.A. 2010 Supp. 65-6112 is hereby amended to read as
11 follows: 65-6112. As used in this act:

12 (a) "Administrator" means the executive director of the emergency
13 medical services board.

14 (b) "Advanced emergency medical technician" means a person who
15 holds an advanced emergency medical technician certificate issued
16 pursuant to this act.

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

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

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

28 (f) "Attendant" means a first responder, an emergency medical
29 responder, emergency medical technician, emergency medical technician-
30 intermediate, emergency medical technician-defibrillator, emergency
31 medical technician-intermediate/defibrillator, advanced emergency
32 medical technician, mobile intensive care technician or paramedic certified
33 pursuant to this act.

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

36 (h) "Emergency medical service" means the effective and coordinated
37 delivery of such care as may be required by an emergency which includes
38 the care and transportation of individuals by ambulance services and the
39 performance of authorized emergency care by a physician, advanced
40 registered nurse practitioner, professional nurse, a licensed physician
41 assistant or attendant.

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

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

4 (k) "Emergency medical technician-intermediate" means a person
5 who holds an emergency medical technician-intermediate certificate issued
6 pursuant to this act.

7 (l) "Emergency medical technician-intermediate/defibrillator" means
8 a person who holds both an emergency medical technician-intermediate
9 and emergency medical technician defibrillator certificate issued pursuant
10 to this act.

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

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

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

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

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

21 (r) "Medical protocols" mean written guidelines which authorize
22 attendants to perform certain medical procedures prior to contacting a
23 physician, physician assistant authorized by a physician, advanced
24 registered nurse practitioner authorized by a physician or professional
25 nurse authorized by a physician. The medical protocols shall be approved
26 by a county medical society or the medical staff of a hospital to which the
27 ambulance service primarily transports patients, or if neither of the above
28 are able or available to approve the medical protocols, then the medical
29 protocols shall be submitted to the medical advisory council for approval.

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

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

34 (u) "Nonemergency transportation" means the care and transport of a
35 sick or injured person under a foreseen combination of circumstances
36 calling for continuing care of such person. As used in this subsection,
37 transportation includes performance of the authorized level of services of
38 the attendant whether within or outside the vehicle as part of such
39 transportation services.

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

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

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

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

5 (z) "Physician assistant" means a person who is licensed under the
6 physician assistant licensure act and who is acting under the direction of a
7 responsible physician.

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

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

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

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

21 Sec. ~~3~~ 4. K.S.A. 2010 Supp. 65-6120 is hereby amended to read as
22 follows: 65-6120. (a) Notwithstanding any other provision of law to the
23 contrary, an emergency medical technician-intermediate may:

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

26 (2) when approved by medical protocols ~~and~~ *or* where voice contact
27 by radio or telephone is monitored by a physician, physician assistant
28 where authorized by a physician, advanced registered nurse practitioner
29 where authorized by a physician or licensed professional nurse where
30 authorized by a physician, and direct communication is maintained, upon
31 order of such person, may perform veni-puncture for the purpose of blood
32 sampling collection and initiation and maintenance of intravenous infusion
33 of saline solutions, dextrose and water solutions or ringers lactate IV
34 solutions, endotracheal intubation and administration of nebulized
35 albuterol;

36 (3) perform, during an emergency, those activities specified in
37 subsection (a)(2) before contacting the persons identified in subsection (a)
38 (2) when specifically authorized to perform such activities by medical
39 protocols; or

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

43 (b) An individual who holds a valid certificate as an emergency

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

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

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

35 (e) *Failure to successfully complete either an advanced emergency*
36 *medical technician transition course, an emergency medical technician*
37 *transition course or emergency medical responder transition course will*
38 *result in loss of certification.*

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

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

43 (2) any of the following interventions, by use of the devices,

1 medications and equipment, or any combination thereof, *as specifically*
2 *identified in rules and regulations*, after successfully completing an
3 approved course of instruction, local specialized device training and
4 competency validation and when authorized by medical protocols, *or upon*
5 order when direct communication is maintained by radio, telephone or
6 video conference with a physician, physician assistant where authorized by
7 a physician, an advanced registered nurse practitioner where authorized by
8 a physician, or licensed professional nurse where authorized by a
9 physician upon order of such a person: (A) Continuous positive airway
10 pressure devices; (B) advanced airway management; (C) referral of patient
11 of alternate medical care site based on assessment; (D) transportation of a
12 patient with a capped arterial line; (E) veni-puncture for obtaining blood
13 sample; (F) initiation and maintenance of intravenous infusion or saline
14 lock; (G) initiation of intraosseous infusion; (H) nebulized therapy; (I)
15 manual defibrillation and cardioversion; (J) cardiac monitoring; (K)
16 ~~medication administration via ECG interpretation~~; (L) *administration of*
17 *generic or trade name medications by one or more of the following*
18 *methods*: (i) Aerosolization; (ii) nebulization; (iii) intravenous; (iv)
19 intranasal; (v) rectal; (vi) subcutaneous; (vii) intraosseous; (viii)
20 intramuscular; or (ix) sublingual.

21 (f) (g) An individual who holds a valid certificate as both an
22 emergency medical technician-intermediate and as an emergency medical
23 technician-defibrillator once *successfully* completing the board prescribed
24 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 an advanced emergency medical technician.*
27 *Alternatively*, upon application for renewal, *such individual* shall be
28 deemed to hold a certificate as an advanced emergency medical technician
29 under this act, *provided such individual has completed all continuing*
30 *education hour requirements inclusive of successful completion of a*
31 *transition course*, and such individual shall not be required to file an
32 original application for certification as an advanced emergency medical
33 technician under this act.

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

39 (h) (i) ~~Emergency medical technician-intermediate and emergency~~
40 ~~medical technician-defibrillator who fail to meet the transition~~
41 ~~requirements as specified will be required, at a minimum, to gain the~~
42 ~~continuing education applicable to emergency medical technician as~~
43 ~~defined by rules and regulations of the board. Failure to do so will result in~~

1 ~~loss of certification.~~ *An individual who holds both an emergency medical*
2 *technician-intermediate certificate and an emergency medical technician-*
3 *defibrillator certificate, who fails to meet the transition requirements as*
4 *specified may complete either the board prescribed emergency medical*
5 *technician transition course or emergency medical responder transition*
6 *course, and provide validation of cognitive and psychomotor competency*
7 *and all continuing education hour requirements inclusive of successful*
8 *completion of a transition course as determined by rules and regulations*
9 *of the board. Upon completion, such individual may apply to transition to*
10 *become an emergency medical technician or emergency medical*
11 *responder, depending on the transition course that was successfully*
12 *completed. Alternatively, upon application for renewal of an emergency*
13 *medical technician—intermediate **technician-intermediate** certificate and*
14 *an emergency medical ~~technician—defibrillator~~ **technician-defibrillator***
15 *certificate, the applicant shall be renewed as an emergency medical*
16 *technician or an emergency medical responder, depending on the*
17 *transition course that was successfully completed. Such individual shall*
18 *not be required to file an original application for certification as an*
19 *emergency medical technician or emergency medical responder.*

20 (j) *Failure to successfully complete either the advanced emergency*
21 *medical technician transition requirements, an emergency medical*
22 *technician transition course or the emergency medical responder*
23 *transition course will result in loss of certification.*

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

- 28 (1) Patient assessment and vital signs;
- 29 (2) airway maintenance including the use of:
 - 30 (A) Oropharyngeal and nasopharyngeal airways;
 - 31 (B) esophageal obturator airways with or without gastric suction
32 device;
 - 33 (C) multi-lumen airway; and
 - 34 (D) oxygen demand valves.
- 35 (3) Oxygen therapy;
- 36 (4) oropharyngeal suctioning;
- 37 (5) cardiopulmonary resuscitation procedures;
- 38 (6) control accessible bleeding;
- 39 (7) apply pneumatic anti-shock garment;
- 40 (8) manage outpatient medical emergencies;
- 41 (9) extricate patients and utilize lifting and moving techniques;
- 42 (10) manage musculoskeletal and soft tissue injuries including
43 dressing and bandaging wounds or the splinting of fractures, dislocations,

1 sprains or strains;

2 (11) use of backboards to immobilize the spine;

3 (12) administer activated charcoal and glucose;

4 (13) monitor ~~peripheral~~ intravenous line delivering intravenous fluids
5 during interfacility transport with the following restrictions:

6 (A) The physician approves the transfer by an emergency medical
7 technician;

8 (B) no medications or nutrients have been added to the intravenous
9 fluids; and

10 (C) the emergency medical technician may monitor, maintain and
11 shut off the flow of intravenous fluid;

12 (14) use automated external defibrillators;

13 (15) administer epinephrine auto-injectors provided that:

14 (A) The emergency medical technician successfully completes a
15 course of instruction approved by the board in the administration of
16 epinephrine; ~~and~~

17 (B) the emergency medical technician serves with an ambulance
18 service or a first response organization that provides emergency medical
19 services; and

20 (C) the emergency medical technician is acting pursuant to medical
21 protocols;

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

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

29 (b) An individual who holds a valid certificate as an emergency
30 medical technician at the current basic level once *successfully* completing
31 the board prescribed transition course, and validation of cognitive and
32 psychomotor competency as determined by rules and regulations of the
33 board, *may apply to transition to become an emergency medical*
34 *technician. Alternatively, upon application for renewal, such individual*
35 *shall be deemed to hold a certificate as an emergency medical technician*
36 *under this act, provided such individual has completed all continuing*
37 *education hour requirements inclusive of successful completion of a*
38 *transition course, and such individual shall not be required to file an*
39 *original application for certification as an emergency medical technician*
40 ~~*under this act.*~~

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

1 (d) Emergency medical technicians who fail to meet the transition
2 requirements as specified ~~will be required, at a minimum, to gain the~~
3 ~~continuing education applicable to emergency medical responder as~~
4 ~~defined by rules and regulations of the board. Failure to do so will result in~~
5 ~~loss of certification.~~ *may successfully complete the board prescribed*
6 *emergency medical responder transition course, provide validation of*
7 *cognitive and psychomotor competency and all continuing education hour*
8 *requirements inclusive of the successful completion of a transition course*
9 *as determined by rules and regulations of the board. Alternatively, upon*
10 *application for renewal of an emergency medical technician certificate,*
11 *the applicant shall be deemed to hold a certificate as an emergency*
12 *medical responder under this act, and such individual shall not be*
13 *required to file an original application for certification as an emergency*
14 *medical responder.*

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

18 (f) Upon transition, notwithstanding any other provision of law to
19 the contrary, an emergency medical technician may perform any activities
20 identified in K.S.A. 65-6144, and amendments thereto, and any of the
21 following interventions, by use of the devices, medications and equipment,
22 or any combination thereof, after successfully completing an approved
23 course of instruction, local specialized device training and competency
24 validation and when authorized by medical protocols, or upon order when
25 direct communication is maintained by radio, telephone or video
26 conference is monitored by a physician, physician assistant when
27 authorized by a physician, an advanced registered nurse practitioner when
28 authorized by a physician or a licensed professional nurse when authorized
29 by a physician, upon order of such person:

- 30 (1) Airway maintenance including use of:
31 (A) Single lumen airways as approved by the board;
32 (B) multilumen airways;
33 (C) ventilator devices;
34 (D) forceps removal of airway obstruction;
35 (E) CO2 monitoring;
36 (F) airway suctioning;
37 (2) apply pneumatic anti-shock garment;
38 (3) assist with childbirth;
39 (4) monitoring urinary catheter;
40 (5) capillary blood sampling;
41 (6) cardiac monitoring;
42 (7) administration of patient assisted medications as approved by the
43 board;

1 (8) administration of medications as approved by the board by
2 appropriate routes; and

3 (9) monitor, maintain or discontinue flow of IV line if a physician
4 approves transfer by an emergency medical technician.

5 Sec. ~~5~~ 6. K.S.A. 2010 Supp. 65-6123 is hereby amended to read as
6 follows: 65-6123. (a) Notwithstanding any other provision of law to the
7 contrary, an emergency medical technician-defibrillator may:

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

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

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

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

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

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

40 (d) EMT-D attendants who fail to meet the transition requirements as
41 specified ~~will be required, at a minimum, to gain the continuing education~~
42 ~~applicable to emergency medical technician as defined by rules and~~
43 ~~regulations of the board. Failure to do so will result in loss of certification.~~

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

17 *(e) Failure to complete either the advanced emergency medical*
18 *technician transition requirements, an emergency medical technician*
19 *transition course or an emergency medical responder transition course*
20 *will result in loss of certification.*

21 ~~Sec. 6.~~ 7. K.S.A. 65-6126 is hereby amended to read as follows: 65-
22 6126. Each emergency medical service shall have a medical
23 ~~adviser~~ *director* appointed by the operator of the service to review, **and**
24 **implement medical protocols**, approve and monitor the activities **and**
25 **education** of the attendants. The board may approve an alternative
26 procedure for medical oversight if no medical ~~adviser~~ *director* is available.

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

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

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

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

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

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

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

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

7 (B) if the applicant has completed the required coursework, has taken
8 the required examination, but has not received the results of the
9 examination, such temporary certificate shall be valid for 120 days from
10 the date of the examination.

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

15 (c) The board shall not grant an initial emergency medical technician-
16 intermediate certificate, advanced emergency medical technician
17 certificate, mobile intensive care technician certificate or paramedic
18 certificate as a result of successful course completion in the state of
19 Kansas, unless the applicant for such an initial certificate is certified as an
20 emergency medical technician.

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

26 (e) All fees received pursuant to the provisions of this section shall be
27 remitted to the state treasurer in accordance with the provisions of K.S.A.
28 75-4215, and amendments thereto. Upon receipt of each such remittance,
29 the state treasurer shall deposit the entire amount in the state treasury to
30 the credit of the emergency medical services operating fund established by
31 K.S.A. 65-6151, and amendments thereto.

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

38 (g) The board shall adopt, through rules and regulations, a formal list
39 of graduated sanctions for violations of article 61 of chapter 65 of the
40 Kansas Statutes Annotated, and amendments thereto, which shall specify
41 the number and severity of violations for the imposition of each level of
42 sanction.

43 ~~Sec. 8.~~ **9.** K.S.A. 65-6132 is hereby amended to read as follows: 65-

1 6132. (a) An operator's permit may be denied, revoked, limited, modified
2 or suspended by the board upon proof that such operator or any agent or
3 employee thereof:

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

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

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

11 (4) has failed to keep and maintain the records required by the
12 provisions of this act, or the rules and regulations ~~promulgated~~
13 ~~thereunder~~ *adopted by the board*, or has failed to make reports when and as
14 required;

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

16 (6) has violated or aided and abetted in the violation of any provision
17 of this act or the rules and regulations ~~promulgated thereunder~~ *adopted by*
18 *the board; or*

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

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

24 ~~Sec. 9-~~ **10.** K.S.A. 65-6133 is hereby amended to read as follows: 65-
25 6133. (a) An attendant's, ~~or~~ instructor-coordinator's *or training officer's*
26 certificate may be denied, revoked, limited, modified or suspended by the
27 board or the board may refuse to renew such certificate upon proof that
28 such individual:

29 (1) Has made intentional misrepresentations in obtaining a certificate
30 or renewing a certificate;

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

33 (3) has demonstrated incompetence as defined by rules and
34 regulations adopted by the board or has provided inadequate patient care
35 as determined by the board;

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

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

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

1 (7) has engaged in unprofessional conduct, as defined by rules and
2 regulations adopted by the board; or

3 (8) *has had a certificate, license or permit to practice emergency*
4 *medical services as an attendant denied, revoked, limited or suspended or*
5 *has been publicly or privately censured, by a licensing or other regulatory*
6 *authority of another state, agency of the United States government,*
7 *territory of the United States or other country or has had other*
8 *disciplinary action taken against the applicant or holder of a permit,*
9 *license or certificate by a licensing or other regulatory authority of*
10 *another state, agency of the United States government, territory of the*
11 *United States or other country. A certified copy of the record or order of*
12 *public or private censure, denial, suspension, limitation, revocation or*
13 *other disciplinary action of the licensing or other regulatory authority of*
14 *another state, agency of the United States government, territory of the*
15 *United States or other country shall constitute prima facie evidence of*
16 *such a fact for purposes of this paragraph.*

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

21 ~~Sec. 10.~~ **II.** K.S.A. 2010 Supp. 65-6144 is hereby amended to read as
22 follows: 65-6144. (a) A first responder may perform any of the following
23 activities:

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

27 (2) cardiopulmonary resuscitation and airway management;

28 (3) control of bleeding;

29 (4) extremity splinting excluding traction splinting;

30 (5) stabilization of the condition of the individual in need of
31 emergency care;

32 (6) oxygen therapy;

33 (7) use of oropharyngeal airways;

34 (8) use of bag valve masks;

35 (9) use automated external defibrillators; and

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

38 (b) An individual who holds a valid certificate as a first responder,
39 once completing the board prescribed transition course, and validation of
40 cognitive and psychomotor competency as determined by rules and
41 regulations of the board, *may apply to transition to become an emergency*
42 *medical responder. Alternatively,* upon application for renewal of such
43 *certificate, such individual shall be deemed to hold a certificate as an*

1 emergency medical responder under this act, *provided such individual has*
2 *completed all continuing education hour requirements inclusive of a*
3 *transition course* and such individual shall not be required to file an
4 original application for certification as an emergency medical responder
5 ~~under this act.~~

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

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

11 (e) Upon transition, notwithstanding any other provision of law to the
12 contrary, an emergency medical responder may perform any of the
13 following interventions, by use of the devices, medications and equipment,
14 or any combination thereof, after successfully completing an approved
15 course of instruction, local specialized device training and competency
16 validation and when authorized by medical protocols, *or* upon order when
17 direct communication is maintained by radio, telephone or video
18 conference is monitored by a physician, physician assistant when
19 authorized by a physician, an advanced registered nurse practitioner when
20 authorized by a physician or a licensed professional nurse when authorized
21 by a physician, upon order of such person: (1) Emergency vehicle
22 operations; (2) initial scene management; (3) patient assessment and
23 stabilization; (4) cardiopulmonary resuscitation and airway management;
24 (5) control of bleeding; (6) extremity splinting; (7) spinal immobilization;
25 (8) oxygen therapy; (9) use of bag-valve-mask; (10) use of automated
26 external defibrillator; (11) nebulizer therapy; (12) intramuscular injections
27 with auto-injector; (13) administration of oral glucose; (14) administration
28 of aspirin; (15) recognize and comply with advanced directives; (16)
29 insertion and maintenance of oral and nasal pharyngeal airways; (17) use
30 of blood glucose monitoring; and (18) other techniques and devices of
31 preliminary care an emergency medical responder is trained to provide as
32 approved by the board.

33 ~~Sec. 12.~~ **12.** K.S.A. **65-6102**, 65-6110, 65-6126, 65-6132 and 65-6133
34 and K.S.A. 2010 Supp. 65-6112, 65-6120, 65-6121, 65-6123, 65-6129 and
35 65-6144 are hereby repealed.

36 ~~Sec. 13.~~ **13.** This act shall take effect and be in force from and after
37 its publication in the statute book.