

1 SB339
2 175517-4
3 By Senator Dial
4 RFD: Health and Human Services
5 First Read: 10-MAR-16

1 SB339

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4 ENROLLED, An Act,

5 Relating to emergency medical services; to amend
6 Sections 22-18-3 and 22-18-40 of the Code of Alabama 1975, to
7 delete references to the EMS Advisory Board and to add eight
8 members to the State Emergency Medical Control Committee; to
9 specify that each member of the State Medical Emergency
10 Control Committee would have voting privileges; and to repeal
11 Section 22-18-5, Code of Alabama 1975, providing for the EMS
12 Advisory Board.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Sections 22-18-3 and 28-18-40 of the Code
15 of Alabama 1975, are amended to read as follows:

16 "§22-18-3.

17 "(a) In the manner provided in this section, the
18 Board of Health, ~~with advice and recommendation of the~~
19 ~~advisory board,~~ shall establish and publish reasonable rules
20 and regulations for the training, qualification, scope of
21 privilege, and licensing of EMSP, and provider services, and
22 for the operation, design, equipment, and licensing of air and
23 ground ambulances. In adopting rules and regulations, the
24 Board of Health shall follow the provisions of the Alabama
25 Administrative Procedure Act, and shall, in all cases, hold

1 one or more public hearings prior to adoption, amendment, or
2 rescission of any rule or regulation. At such hearing, any
3 interested person, firm, or corporation or any member of the
4 public may be heard. Any person, firm, or corporation affected
5 by any regulation, amendment, or rescission hereof may appeal
6 consideration thereof to the Circuit Court of Montgomery
7 County pursuant to the provisions of the Administrative
8 Procedure Act.

9 "(b) Regulations adopted under this section shall
10 become effective as provided in the Administrative Procedure
11 Act. From any judgment of the circuit court in any case
12 appealed to it, an appeal shall be made pursuant to the
13 Administrative Procedure Act.

14 "§22-18-40.

15 "(a) The board shall be assisted in formulating
16 rules and policy pertaining to emergency medical services by
17 the State Emergency Medical Control Committee (SEMCC). Each
18 member of the SEMCC shall have voting privileges. Members of
19 the SEMCC shall serve without compensation but shall be
20 entitled to reimbursement for expenses incurred in the
21 performance of the duties of their office at the same rate
22 paid state employees. The chair of SEMCC may establish
23 subcommittees of SEMCC comprised of representatives from
24 ambulance, fire, rescue, and other EMS groups, as needed.

25 "(b) The SEMCC shall be composed as follows:

1 "(1) The medical directors of each EMS region
2 designated by the board as ex officio members ~~with voting~~
3 ~~privileges.~~

4 "(2) One member who shall be a physician appointed
5 by the Alabama Chapter of the American College of Emergency
6 Physicians.

7 "(3) One member who shall be a physician appointed
8 by the State Committee on Trauma of the American College of
9 Surgeons.

10 "(4) One member who shall be a physician appointed
11 by the Alabama Chapter of the American Academy of Pediatrics.

12 "(5) The State EMS Medical Director, as an ex
13 officio member ~~with voting privileges~~, who shall serve as its
14 chair.

15 "(6) The State Trauma Consultant if a physician is
16 designated as such by the Board of Health or pursuant to other
17 procedure established by law as an ex officio member ~~with~~
18 ~~voting privileges.~~

19 "(7) One member who shall be an Alabama physician
20 appointed by the Alabama Chapter of the Association of Air
21 Medical Services.

22 "~~(8) The Chair of the State EMS Advisory Board, as~~
23 ~~ex officio member with no voting privileges.~~

24 "~~(9)~~ (8) One member who shall be a physician
25 appointed by the Alabama Hospital Association.

1 "(9) One member who shall be a paramedic licensed in
2 this state appointed by the Alabama Ambulance Association.

3 "(10) One member who shall be a paramedic licensed
4 in this state appointed by the Alabama Association of Rescue
5 Squads.

6 "(11) One member who shall be a paramedic licensed
7 in this state appointed by the Alabama Emergency Medical
8 Services Association.

9 "(12) One member who shall be a paramedic licensed
10 in this state appointed by the Alabama Chapter of the
11 Association of Air Medical Services.

12 "(13) One member who shall be a paramedic licensed
13 in this state appointed by the Professional Firefighters of
14 Alabama.

15 "(14) One member who shall be a paramedic licensed
16 in this state appointed by the Alabama Association of
17 Volunteer Fire Departments.

18 "(15) One member who shall be a paramedic licensed
19 in this state appointed by the Alabama Association of Fire
20 Chiefs.

21 "(16) One member who shall be a paramedic licensed
22 in this state appointed by the Alabama Firefighters
23 Association.

24 "(17) One member who shall be an educator involved
25 in the development or instruction of an EMS training and

1 education program at an Alabama Community College System
2 (ACCS) institution appointed by the State EMS Medical
3 Director.

4 "(18) Two physicians appointed by the Medical
5 Association of the State of Alabama.

6 "(c) Each representative shall serve for a period of
7 four years or until his or her successor is appointed,
8 whichever is sooner.

9 "(d) Any vacancy shall be filled by the organization
10 selecting the vacating member. In case of a vacancy, the new
11 appointee shall serve the remainder of the unexpired term.

12 "(e) Each ex officio member's term is indefinite.

13 "(f) With the consent of a majority of the members,
14 the chair shall set requirements for proxy representation,
15 voting, and the establishment of a quorum.

16 "(g) The membership of the SEMCC shall be inclusive
17 and reflect the racial, gender, geographic, urban/rural, and
18 economic diversity of the state."

19 Section 2. Section 22-18-5, Code of Alabama 1975, is
20 repealed.

21 Section 3. This act shall become effective
22 immediately following its passage and approval by the
23 Governor, or its otherwise becoming law.

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President and Presiding Officer of the Senate

Speaker of the House of Representatives

SB339

Senate 26-APR-16

I hereby certify that the within Act originated in and passed the Senate, as amended.

Patrick Harris
Secretary

House of Representatives
Passed: 04-MAY-16

By: Senator Dial