

HB

164

"An Act relating to revenue sharing for cities and boroughs providing paramedical ambulance services."

COMMITTEE REPORT

FINANCE

1-31-73

HOUSE

Mr. Speaker.

Date 2-2-73

The Committee on LOCAL GOVERNMENT has had BA 164

under consideration. A Majority of the members of the Committee

recommends it DO PASS

recommends it DO NOT PASS

recommends it DO PASS WITH ATTACHED AMENDMENT(S)

recommends it BE REPLACED WITH CS FOR 11-1-71 AND THAT

CS FOR 11-1-71 DO PASS

"and" recommends it BE REFERRED TO THE \_\_\_\_\_

COMMITTEE

reports it back WITHOUT RECOMMENDATION

"other"

Members signing the Majority report:

_____	_____	_____
_____	_____	_____
_____	<u>James R. Korman</u>	_____
_____	_____	_____

Members NOT concurring in the Majority report:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ Chairman

2 copies

COMPILED AND ISSUED BY  
WESLEY BOLIN  
SECRETARY OF STATE  
for use until Session Laws are printed

State of Arizona  
House of Representatives  
Thirtieth Legislature  
Second Regular Session

CHAPTER 189

HOUSE BILL 2003

AN ACT

RELATING TO STATE GOVERNMENT; ESTABLISHING THE DIVISION OF EMERGENCY MEDICAL SERVICES WITHIN THE STATE DEPARTMENT OF PUBLIC SAFETY; PRESCRIBING THE POWERS AND DUTIES OF THE DIRECTOR; PROVIDING AUTHORITY FOR OPERATION OF AIR AND OTHER AMBULANCE SERVICE; PROVIDING FOR THE ESTABLISHMENT AND COORDINATION OF AN EMERGENCY MEDICAL SERVICES COMMUNICATION SYSTEM; REQUIRING THE PREPARATION OF SURVEYS, REPORTS AND RECOMMENDATIONS BY ARIZONA HEALTH PLANNING AUTHORITY FOR DEPARTMENT OF PUBLIC SAFETY; PRESCRIBING FINANCIAL LIABILITY FOR EMERGENCY MEDICAL SERVICES RENDERED TO INDIGENTS; REQUIRING CORPORATION COMMISSION TO ADOPT STANDARDS AND PROCEDURES FOR ISSUANCE OF A LICENSE TO OPERATE A GROUND OR AIR VEHICLE AS AN AMBULANCE; PROVIDING FOR ADOPTION OF STANDARDS FOR CERTIFICATION OF AMBULANCE DRIVERS AND ATTENDANTS; AMENDING SECTIONS 32-1471 AND 41-1711, ARIZONA REVISED STATUTES; AMENDING TITLE 41, ARIZONA REVISED STATUTES, BY ADDING CHAPTER 12.1, AND MAKING APPROPRIATIONS.

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Purpose

3 The purpose of this act is to provide within the framework of  
4 traffic safety and traffic law enforcement programs the means for  
5 the state to respond to emergency medical services and law enforce-  
6 ment requirements without regard to the causal factors, events or  
7 circumstances, to fund only those aspects of emergency medical services

1 and law enforcement which directly relate to motor vehicle traffic  
2 safety and traffic law enforcement from monies in the state highway  
3 fund established pursuant to article 9, section 14, constitution of  
4 Arizona, and to fund other aspects of emergency medical services and  
5 law enforcement from the state general fund.

6 Sec. 2. Section 32-1471, Arizona Revised Statutes, is  
7 amended to read:

8 32-1471. Physician and surgeon, nurse, ambulance  
9 attendant and driver, and any other person;  
10 emergency aid; nonliability

11 A physician or surgeon, or a registered nurse, graduate nurse,  
12 or a professional nurse as defined in section 32-1601, licensed to  
13 practice as such in this state,- or elsewhere, OR A LICENSED AMBULANCE  
14 ATTENDANT, DRIVER OR PILOT AS DEFINED IN SECTION 41-1831, or any other  
15 person who renders emergency care at a public gathering or at the  
16 scene of an emergency occurrence gratuitously and in good faith shall  
17 not be liable for any civil or other damages as the result of any act  
18 or omission by such person rendering the emergency care, or as the  
19 result of any act or failure to act to provide or arrange for further  
20 medical treatment or care for the injured persons, unless such person,  
21 while rendering such emergency care, is guilty of gross negligence.

1           Sec. 3. Section 41-1711, Arizona Revised Statutes, is amended  
2 to read:

3           41-1711. Department of public safety; purpose; location;  
4                           qualifications of director; responsibility;  
5                           cooperation with state departments

6           A. There shall be a department of public safety which is respon-  
7 sible for creating and coordinating services for use by local law en-  
8 forcement agencies in protecting the public safety. The principal  
9 office and headquarters of the department shall be in the city in which  
10 the capitol is located.

11           B. The department shall formulate plans with a view to estab-  
12 lishing modern services for prevention of crime, apprehension of  
13 violators, training of law enforcement personnel, and the promotion  
14 of public safety. The department shall in no way preempt the authority  
15 and jurisdiction of established agencies of political subdivisions  
16 of the state.

17           C. The director shall be selected on the basis of training and  
18 experience with a minimum of five years' experience in the administra-  
19 tion of law enforcement and shall have at least a bachelor's degree  
20 issued to him by an accredited college or university.

21           D. The director shall be appointed by the governor, subject to  
22 confirmation by the senate, to serve for a term of five years and shall  
23 be subject to removal for cause, including but not limited to malfeasance,  
24 misfeasance and nonfeasance in office. The director shall receive an  
25 annual compensation as determined pursuant to section 38-611.

26           E. The director shall be directly responsible to the governor  
27 for the conduct and the administration of the department. If the di-  
28 rector is unable to act, the governor shall direct the activities of  
29 the department during the period in which the director is unable to  
30 act.

31           F. The director shall prescribe procedures for use of depart-  
32 ment personnel, facilities, equipment, supplies and other resources  
33 in assisting search or rescue operations on request of the state  
34 director of emergency services.

1 G. THE DIRECTOR SHALL BE RESPONSIBLE FOR THE ESTABLISHMENT,  
2 OPERATION AND MAINTENANCE OF THE STATEWIDE EMERGENCY MEDICAL SERVICES  
3 COMMUNICATION SYSTEM PRESCRIBED BY SECTION 41-1835.

4 H. THE DIRECTOR MAY PURCHASE, LEASE, EQUIP, STAFF AND  
5 OPERATE AIR AMBULANCES, INCLUDING AMBULANCE HELICOPTERS, PURSUANT  
6 TO SECTION 41-1834.

7 I. TO LIMIT THE EXPENDITURES OF MONIES DERIVED FROM THE STATE  
8 HIGHWAY FUND ESTABLISHED PURSUANT TO ARTICLE 9, SECTION 14, CONSTITUTION  
9 OF ARIZONA, TO TRAFFIC SAFETY AND TRAFFIC LAW ENFORCEMENT PURPOSES, THE  
10 DEPARTMENT OF PUBLIC SAFETY SHALL:

11 1. MAINTAIN A STRICT ACCOUNT OF ALL COSTS INCURRED BY EACH FUNCTION  
12 OF THE DEPARTMENT. SUCH COSTS SHALL BE DETERMINED AND ALLOCATED BETWEEN  
13 TRAFFIC SAFETY OR TRAFFIC LAW ENFORCEMENT FUNCTIONS AND ALL OTHER DEPART-  
14 MENTAL FUNCTIONS AND SHALL INCLUDE SUCH COSTS AS WAGES OR SALARIES, MATERIALS  
15 OR SUPPLIES AND EQUIPMENT OR FACILITY USE.

16 2. IMMEDIATELY FOLLOWING THE DETERMINATION OF ALL SUCH COSTS CERTIFY  
17 TO THE DEPARTMENT OF FINANCE AND THE STATE TREASURER THE FULL AMOUNT OF  
18 ALL SUCH COSTS RELATING TO THE VARIOUS FUNCTIONS WITHIN THE DEPARTMENT.

19 J. THE COMMISSIONER OF FINANCE SHALL ANNUALLY SUBMIT A SEPARATE  
20 REPORT TO THE LEGISLATURE COMPILED FROM THE DEPARTMENT'S FUNCTIONAL COSTS  
21 CERTIFICATION INDICATING THE COMPLETE BREAKDOWN BETWEEN THOSE COSTS WHICH  
22 ARE RELATED TO TRAFFIC SAFETY OR TRAFFIC LAW ENFORCEMENT FUNCTIONS AND  
23 THE VARIOUS OTHER FUNCTIONS WITHIN THE DEPARTMENT. THE COMMISSIONER OF  
24 FINANCE SHALL INCLUDE WITHIN HIS ANNUAL REPORT TO THE LEGISLATURE A  
25 RECOMMENDATION FOR A SEPARATE APPROPRIATION TO REIMBURSE THE STATE HIGH-  
26 WAY FUND FROM THE STATE GENERAL FUND FOR ANY EXPENDITURES FROM THE STATE  
27 HIGHWAY FUND DURING THE PRIOR FISCAL YEAR IN EXCESS OF THE TOTAL OF ALL  
28 COSTS RELATED TO TRAFFIC SAFETY OR TRAFFIC LAW ENFORCEMENT FUNCTIONS  
29 OF THE DEPARTMENT.

30 Sec. 4. Title 41, Arizona Revised Statutes, is amended by  
31 adding chapter 12.1, articles 1 and 2, to read:

32 CHAPTER 12.1

33 EMERGENCY MEDICAL SERVICES

34 ARTICLE 1. GENERAL PROVISIONS

1           41-1831. Definitions

2           IN THIS CHAPTER, UNLESS THE CONTEXT OTHERWISE REQUIRES:

3           1. "AMBULANCE" MEANS ANY GROUND OR AIR VEHICLE, INCLUDING A  
4           HELICOPTER, LICENSED UNDER THE PROVISIONS OF THIS CHAPTER FOR EMERGENCY  
5           GROUND OR AIR TRANSPORTATION AND IN-TRANSIT TREATMENT OF PERSONS SUFFER-  
6           ING FROM PHYSICAL SICKNESS OR INJURIES.

7           2. "AMBULANCE ATTENDANT" MEANS AN INDIVIDUAL TRAINED AND CERTI-  
8           FIED AS PROVIDED IN THIS CHAPTER WHOSE PRIMARY RESPONSIBILITY IS THE  
9           CARE OF THE PATIENTS.

10          3. "AMBULANCE DRIVER" MEANS AN INDIVIDUAL WHO DRIVES A GROUND  
11          AMBULANCE, AND IS TRAINED AND CERTIFIED AS PROVIDED IN THIS CHAPTER.

12          4. "AMBULANCE PILOT" MEANS AN INDIVIDUAL WHO IS RESPONSIBLE FOR  
13          THE OPERATION OF AN AIR AMBULANCE, AND IS TRAINED AND CERTIFIED AS PRO-  
14          VIDED IN THIS CHAPTER.

15          5. "COMMISSION" MEANS THE CORPORATION COMMISSION OR ITS SUCCESSOR.

16          6. "DEPARTMENT" MEANS THE STATE DEPARTMENT OF PUBLIC SAFETY.

17          7. "DIRECTOR" MEANS THE DIRECTOR FOR THE DEPARTMENT OF PUBLIC  
18          SAFETY.

19          8. "DIVISION" MEANS THE DIVISION OF EMERGENCY MEDICAL SERVICES  
20          WITHIN THE STATE DEPARTMENT OF PUBLIC SAFETY.

21          9. "EMERGENCY MEDICAL PATIENT" MEANS A PERSON WHO IS SUFFERING  
22          FROM A CONDITION WHICH REQUIRES IMMEDIATE MEDICAL CARE OR HOSPITALIZATION  
23          OR BOTH IN ORDER TO PRESERVE THE PERSON'S HEALTH, LIFE OR LIMB AND WHO  
24          IS BEING TRANSPORTED BY A LICENSED AMBULANCE, WHETHER SUCH PERSON IS  
25          BEING TRANSPORTED PURSUANT TO A CALL FROM A CITY, COUNTY, STATE OR  
26          MUNICIPAL AGENCY OR OTHERWISE.

27          10. "EMERGENCY MEDICAL SERVICES" MEANS THOSE SERVICES REQUIRED  
28          FOLLOWING AN ACCIDENT OR AN EMERGENCY MEDICAL SITUATION:

29           (a) FOR ON-SITE EMERGENCY MEDICAL CARE.

30           (b) FOR THE TRANSPORTATION OF THE SICK OR INJURED BY A LICENSE  
31           GROUND OR AIR AMBULANCE.

32           (c) IN THE USE OF EMERGENCY COMMUNICATIONS MEDIA.

33           (d) IN THE USE OF EMERGENCY RECEIVING FACILITIES.

1 (e) IN ADMINISTERING INITIAL CARE AND PRELIMINARY TREATMENT PRO-  
2 CEDURES BY CERTIFIED EMERGENCY MEDICAL SERVICES PERSONNEL.

3 11. "EMERGENCY MEDICAL SERVICES COMMUNICATION SYSTEM" MEANS THE  
4 STATEWIDE SYSTEM OPERATED BY THE DEPARTMENT OF PUBLIC SAFETY WHICH HAS  
5 THE CAPABILITY OF PROVIDING FOR THE INTERCOMMUNICATION OF ANY OR ALL  
6 LAW ENFORCEMENT AGENCIES AND PERSONNEL, AMBULANCES, AMBULANCE SERVICES  
7 AND DISPATCHERS, EMERGENCY RECEIVING FACILITIES, OTHER HEALTH CARE  
8 INSTITUTIONS, MEDICAL PRACTITIONERS, MOTOR VEHICLE REPAIR AND TOW TRUCKS,  
9 AND ANY OTHER AGENCIES AND PERSONS WHO MAY BE SERVING ON A VOLUNTEER  
10 BASIS.

11 12. "EMERGENCY MEDICAL SITUATION" MEANS A CONDITION OF EMERGENCY  
12 IN WHICH IMMEDIATE MEDICAL CARE OR HOSPITALIZATION, OR BOTH, IS REQUIRED  
13 BY A PERSON OR PERSONS FOR THE PRESERVATION OF HEALTH, LIFE OR LIMB.

14 13. "EMERGENCY RECEIVING FACILITY" MEANS A LICENSED HEALTH CARE  
15 INSTITUTION DESIGNATED AS SUCH BY THE DIRECTOR AND EQUIPPED AND STAFFED  
16 AS THE DIRECTOR MAY REQUIRE BY RULES AND REGULATIONS.

17 14. "INDIGENT EMERGENCY MEDICAL PATIENT" MEANS AN EMERGENCY MEDICAL  
18 PATIENT WHO IS AN INDIGENT AS DEFINED IN SECTION 11-297.

19 15. "REASONABLE COST OF MEDICAL SERVICES" MEANS AT A RATE DETERMINED  
20 BY THE SAME METHOD USED FOR REIMBURSING PROVIDERS OF SERVICES UNDER  
21 FEDERAL MEDICAL ASSISTANCE PROGRAMS OR AT SUCH LOWER RATE AS THE COUNTY  
22 AND THE PRIVATE HOSPITAL OR HOSPITAL OPERATED BY A UNIVERSITY MAY AGREE  
23 UPON.

24 41-1832. Division of emergency medical services

25 A. THERE IS ESTABLISHED WITHIN THE STATE DEPARTMENT OF PUBLIC  
26 SAFETY A DIVISION OF EMERGENCY MEDICAL SERVICES WHICH IS RESPONSIBLE FOR  
27 COORDINATING AND DIRECTING A STATEWIDE SYSTEM OF EMERGENCY MEDICAL SERVICES.

28 B. THE DIVISION MAY NOT PREEMPT THE AUTHORITY OR JURISDICTION OF  
29 ANY ESTABLISHED AGENCY OF A POLITICAL SUBDIVISION OF THE STATE WHICH IS  
30 PROVIDING ADEQUATE EMERGENCY MEDICAL SERVICES.

31 C. NOTHING IN THIS CHAPTER SHALL BE CONSTRUED TO PREVENT ANY INDIVIDUAL,  
32 LAW ENFORCEMENT OFFICER, PUBLIC AGENCY, OR MEMBER OF A CITY,  
33 TOWN OR VOLUNTEER FIRE DEPARTMENT FROM RENDERING ON-SITE EMERGENCY

1 MEDICAL CARE OR FROM TRANSPORTING EMERGENCY MEDICAL PATIENTS TO A  
2 HOSPITAL OR AN EMERGENCY RECEIVING FACILITY, EXCEPT THAT WHEN ANY  
3 PATIENT OBJECTS THERETO ON RELIGIOUS GROUNDS, SUCH PATIENT SHALL NOT  
4 BE ADMINISTERED ANY MEDICAL TREATMENT OR BE TRANSPORTED TO A HOSPITAL  
5 OR AN EMERGENCY RECEIVING FACILITY.

6 41-1833. Powers and duties of the director;  
7 additional compensation

8 A. THE DIRECTOR SHALL:

9 1. SUBJECT TO THE PERSONNEL COMMISSION CLASSIFICATIONS AND  
10 PAY SCALES, APPOINT, DEFINE THE DUTIES AND PRESCRIBE THE TERMS AND  
11 CONDITIONS OF EMPLOYMENT OF ALL EMPLOYEES OF THE DIVISION.

12 2. PROMULGATE RULES AND REGULATIONS NECESSARY FOR THE OPERA-  
13 TION OF THE DIVISION AND FOR CARRYING OUT THE PURPOSES OF THIS  
14 CHAPTER.

15 3. COOPERATE WITH AND ASSIST THE PERSONNEL OF EMERGENCY RE-  
16 CEIVING FACILITIES AND OTHER HEALTH CARE INSTITUTIONS IN PREPARING  
17 A PLAN TO BE FOLLOWED BY SUCH FACILITIES AND INSTITUTIONS IN THE  
18 EVENT OF A MAJOR DISASTER.

19 4. COOPERATE WITH THE STATE DIRECTOR OF EMERGENCY SERVICES  
20 WHEN A STATE OF EMERGENCY OR A STATE OF WAR EMERGENCY HAS BEEN DE-  
21 CLARED BY THE GOVERNOR.

22 B. THE DIRECTOR MAY:

23 1. REQUEST THE COOPERATION OF UTILITIES, COMMUNICATIONS MEDIA  
24 AND PUBLIC AND PRIVATE AGENCIES TO AID AND ASSIST IN THE IMPLEMENTA-  
25 TION AND MAINTENANCE OF A STATEWIDE EMERGENCY MEDICAL SERVICES SYSTEM.

26 2. COOPERATE WITH ANY AGENCY OR GROUP WHICH PROVIDES A SIMILAR  
27 PROGRAM OF EMERGENCY MEDICAL SERVICES IN A CONTIGUOUS STATE.

28 3. ENTER INTO CONTRACTS AND AGREEMENTS FOR THE ACQUISITION AND  
29 PURCHASE OF ANY EQUIPMENT, TOOLS, SUPPLIES AND MATERIALS NECESSARY IN  
30 THE ADMINISTRATION OF THIS CHAPTER.

31 4. ENTER INTO CONTRACTS WITH EMERGENCY RECEIVING FACILITIES  
32 AND AMBULANCE SERVICES, AND MAY ESTABLISH EMERGENCY MEDICAL SERVICES,  
33 INCLUDING EMERGENCY RECEIVING FACILITIES, WHERE NECESSARY TO ASSURE  
34 THE AVAILABILITY AND QUALITY OF SUCH SERVICES. SUCH CONTRACTS SHALL

1 NOT PROVIDE FOR ANNUAL PAYMENTS IN EXCESS OF TWENTY THOUSAND DOLLARS  
2 FOR EACH FACILITY OR FIVE THOUSAND DOLLARS FOR EACH AMBULANCE SERVICE.

3 5. ACCEPT AND EXPEND FEDERAL FUNDS AND PRIVATE GRANTS, GIFTS,  
4 CONTRIBUTIONS AND BEQUESTS TO ASSIST IN CARRYING OUT THE PURPOSES OF  
5 THIS CHAPTER. SUCH FUNDS SHALL NOT REVERT TO THE STATE GENERAL FUND  
6 AT THE CLOSE OF A FISCAL YEAR.

7 C. FOR THE ADDITIONAL DUTIES ASSIGNED TO HIM BY THIS CHAPTER,  
8 THE DIRECTOR SHALL RECEIVE FIVE THOUSAND DOLLARS ADDITIONAL COMPEN-  
9 SATION ANNUALLY.

10 41-1834. Authority for operation of air and other  
11 ambulance service

12 A. FOR THE PRIMARY PURPOSE OF PROVIDING, THROUGH THE DIVISION,  
13 THE MOST TIMELY, EFFICIENT AND COMPREHENSIVE EMERGENCY MEDICAL SER-  
14 VICES POSSIBLE, THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY MAY,  
15 SUBJECT TO THE AVAILABILITY OF FUNDS, PURCHASE, EQUIP, STAFF AND BE  
16 RESPONSIBLE FOR MAINTAINING LICENSED AIR AMBULANCES, INCLUDING AMBU-  
17 LANCE HELICOPTERS OR MAY LEASE OR CONTRACT FOR SUCH EQUIPMENT AND  
18 SERVICES. AIR AMBULANCES AND HELICOPTERS SHALL ALSO BE USED IN LAW  
19 ENFORCEMENT ACTIVITIES. THE AIR AMBULANCES PROVIDED BY THIS SECTION  
20 MAY BE MADE AVAILABLE FOR EMERGENCY MEDICAL SERVICES AT ANY TIME UPON  
21 REQUEST OF THE DIVISION OR AT ANY OTHER TIME THERE IS A MEDICAL EMER-  
22 GENCY REQUIRING THE USE OF EVACUATION AIRCRAFT, AS DETERMINED BY A  
23 LAW ENFORCEMENT AGENCY OR A PHYSICIAN. EMERGENCY MEDICAL AIR EVACUA-  
24 TION SHALL NORMALLY TAKE PRECEDENCE OVER ROUTINE LAW ENFORCEMENT  
25 MISSIONS. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY SHALL MAKE  
26 THE FINAL DECISION RELATIVE TO SUCH AIRCRAFT UTILIZATION.

27 B. EACH AIR AMBULANCE, INCLUDING AN AMBULANCE HELICOPTER,  
28 OPERATED UNDER THE PROVISIONS OF THIS SECTION SHALL MEET ALL LICENSING  
29 REQUIREMENTS PURSUANT TO THIS CHAPTER FOR THE LICENSING OF GROUND  
30 AND OTHER AIR AMBULANCES, AND EACH SHALL BE CAPABLE OF CARRYING TWO  
31 LITTER PATIENTS AND ONE AMBULANCE ATTENDANT IN ADDITION TO THE AMBU-  
32 LANCE PILOT.

1 C. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY MAY CON-  
2 TRACT WITH A PRIVATE FIRM, A CORPORATION OR AN INDIVIDUAL FOR THE  
3 MAINTENANCE OF THE AIR AMBULANCES, INCLUDING AMBULANCE HELICOPTERS.

4 D. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY MAY ENTER  
5 INTO CONTRACTS WITH PRIVATE FIRMS OR INDIVIDUALS FOR EMERGENCY GROUND  
6 OR AIR AMBULANCE SERVICES WHEN NO OTHER SUCH SERVICES ARE READILY  
7 AVAILABLE OR WHEN DEEMED TO BE IN THE BEST INTERESTS OF THE STATE.

8 E. AIR AMBULANCES, INCLUDING AMBULANCE HELICOPTERS, OPERATED  
9 BY THE DEPARTMENT OF PUBLIC SAFETY SHALL NOT BE USED TO PROVIDE TRANS-  
10 PORTATION FOR OFFICIALS OF THE STATE OR ANY OF ITS POLITICAL SUBDIVI-  
11 SIONS. THIS DOES NOT PRECLUDE THE USE OF AIR AMBULANCES BY SUCH OF-  
12 FICIALS WHEN REQUIRED IN THE COURSE OF A LAW ENFORCEMENT FUNCTION OR  
13 EMERGENCY OR WHEN SUCH OFFICIAL IS THE VICTIM OF AN EMERGENCY MEDICAL  
14 SITUATION.

15 41-1835. Establishment and coordination of an  
16 emergency medical services communication  
17 system; use of existing facilities; au-  
18 thority to contract for services

19 A. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY IS RESPONSIBLE  
20 FOR THE OVERALL COORDINATION OF AN EFFECTIVE STATEWIDE EMERGENCY MEDICAL  
21 SERVICES COMMUNICATION SYSTEM, AS DEFINED IN SECTION 41-1831, AND FOR  
22 THE ESTABLISHMENT OF ANY OF SUCH SERVICES DEEMED NECESSARY.

23 B. THE STATEWIDE COMMUNICATIONS SYSTEM MAY BE ESTABLISHED TO  
24 UTILIZE INSOFAR AS POSSIBLE THE EXISTING COMMUNICATIONS FACILITIES  
25 AND PERSONNEL OF ANY OR ALL OTHER AGENCIES OF THE STATE AND ITS POLI-  
26 TICAL SUBDIVISIONS, AND PRIVATE AGENCIES.

27 C. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY MAY ALSO:

28 1. INSTITUTE PROGRAMS FOR IMPLEMENTING THE VOLUNTARY COOPEPA-  
29 TION OF THE PRIVATE SECTOR IN LOCATING AND REPORTING ACCIDENTS, BOTH  
30 ON AND OFF THE HIGHWAYS.

31 2. ESTABLISH AN EMERGENCY MEDICAL SERVICES NOTIFICATION SYSTEM  
32 WHICH UTILIZES EXISTING TELEPHONE COMMUNICATIONS NETWORKS.

33 3. CONTRACT WITH PRIVATE TELEPHONE COMPANIES FOR THE ESTABLISH-  
34 MENT OF A STATEWIDE EMERGENCY REPORTING TELEPHONE NUMBER.

1           41-1836. Surveys, reports and recommendations of Arizona  
2                           health planning authority to department of  
3                           public safety

4           A. THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY SHALL CON-  
5 TRACT WITH THE ARIZONA HEALTH PLANNING AUTHORITY TO PREPARE, IN COL-  
6 LABORATION WITH THE COLLEGE OF MEDICINE OF THE UNIVERSITY OF ARIZONA,  
7 AND ANNUALLY REVISE AS NECESSARY A REPORT ON EMERGENCY MEDICAL SITUA-  
8 TIONS MOST LIKELY TO OCCUR IN ARIZONA. THE REPORT SHALL BE SUBMITTED  
9 TO THE DIRECTOR OF THE DEPARTMENT OF PUBLIC SAFETY, ACCOMPANIED BY  
10 RECOMMENDATIONS OF THE AUTHORITY FOR THE MOST PRACTICAL LOCATION OF  
11 AMBULANCE DISPATCH CENTERS, AND THE AMBULANCE STAFF AND EQUIPMENT  
12 NECESSARY TO PROPERLY MEET THE NEEDS IN EMERGENCY MEDICAL SITUATIONS  
13 WITHIN THE AREA.

14           B. THE REPORT PREPARED AND SUBMITTED PURSUANT TO SUBSECTION A  
15 OF THIS SECTION SHALL ALSO BE ACCOMPANIED BY RECOMMENDATIONS OF THE  
16 AUTHORITY FOR THE MOST PRACTICAL LOCATION OF EMERGENCY RECEIVING FA-  
17 CILITIES AND THE CLASS OF FACILITY, INCLUDING THE NECESSARY STAFF AND  
18 EQUIPMENT THEREFOR, REQUIRED AT EACH LOCATION TO PROPERLY MEET THE  
19 NEEDS IN EMERGENCY MEDICAL SITUATIONS WITHIN THE AREA. THE REPORT MAY  
20 INCLUDE SUCH OTHER RECOMMENDATIONS DEEMED APPROPRIATE BY THE AUTHORITY.

21           41-1837. Financial responsibility for emergency medical  
22                           services rendered to indigents

23           A. WHEN AN INDIGENT EMERGENCY MEDICAL PATIENT IS RECEIVED BY AN  
24 EMERGENCY RECEIVING FACILITY FROM A LICENSED AMBULANCE, THE COUNTY SHALL  
25 BE LIABLE PURSUANT TO SECTION 11-297.01, TO THE AMBULANCE SERVICE FOR  
26 THE COST OF TRANSPORTING THE PATIENT AND TO THE FACILITY FOR THE REASON-  
27 ABLE COSTS OF ALL MEDICAL SERVICES RENDERED TO SUCH INDIGENT BY THE  
28 FACILITY UNTIL SUCH PATIENT IS TRANSFERRED BY THE COUNTY TO THE COUNTY  
29 HOSPITAL, OR SOME OTHER FACILITY DESIGNATED BY THE COUNTY.

30           B. THE PROVISIONS OF THIS SECTION DO NOT APPLY TO AIR AMBULANCES,  
31 INCLUDING AMBULANCE HELICOPTERS, OPERATED BY THE DEPARTMENT OF PUBLIC  
32 SAFETY. THERE SHALL BE NO CHARGE MADE TO THE PATIENT FOR ANY EMERGENCY  
33 MEDICAL CARE PROVIDED BY THE DEPARTMENT OF PUBLIC SAFETY PERSONNEL.

1                   ARTICLE 2. AMBULANCES AND AMBULANCE PERSONNEL

2           41-1841. Standards for ambulances

3           THE CORPORATION COMMISSION, OR ITS SUCCESSOR SHALL ADOPT MINIMUM  
4 REASONABLE STANDARDS AND PROCEDURES FOR THE ISSUANCE OF A LICENSE TO  
5 OPERATE A GROUND OR AIR VEHICLE AS AN AMBULANCE. SUCH STANDARDS MAY  
6 DIFFER IN COUNTIES OF OVER THREE HUNDRED THOUSAND POPULATION FROM  
7 COUNTIES OF LESSER POPULATION.

8           41-1842. Ambulance license required; termination  
9   upon change of ownership

10           A. A LICENSE TO OPERATE AN AMBULANCE SHALL BE OBTAINED FROM  
11 THE CORPORATION COMMISSION UPON APPLICATION THEREFOR ON A FORM PRE-  
12 SCRIBED BY THE COMMISSION, AND UPON SATISFACTORY PROOF OF CONFORMITY  
13 WITH ALL STANDARDS AND REGULATIONS ADOPTED BY THE COMMISSION FOR THE  
14 OPERATION OF AN AMBULANCE.

15           B. A LICENSE SHALL TERMINATE UPON CHANGE OF OWNERSHIP OR CONTROL  
16 OF A LICENSED AMBULANCE AND SHALL REQUIRE A NEW APPLICATION AND LICENSE  
17 BEFORE THE AMBULANCE MAY AGAIN BE OPERATED AS SUCH.

18           C. NO PERSON, FIRM OR CORPORATION, INCLUDING A VOLUNTEER GROUP  
19 OR ASSOCIATION, SHALL OPERATE AN AMBULANCE SERVICE UNLESS EACH OF ITS  
20 VEHICLES SO USED IS LICENSED AND MEETS ALL STANDARDS AND REGULATIONS  
21 PURSUANT TO THIS ARTICLE. THE COMMISSION MAY REQUEST THAT UNITED  
22 STATES GOVERNMENT AMBULANCES OPERATING IN ARIZONA MEET THE STANDARDS  
23 SO SET.

24           D. NO FEE SHALL BE CHARGED FOR A LICENSE ISSUED PURSUANT TO THIS  
25 ARTICLE.

26           41-1843. Inspection

27           THE COMMISSION MAY AT ANY TIME AND WITHOUT NOTICE INQUIRE INTO  
28 THE OPERATION OF AN AMBULANCE SERVICE AND MAY CONDUCT, OR CAUSE TO BE  
29 CONDUCTED, ON-SITE AT ANY HOUR, INSPECTIONS OF ITS FACILITIES, COM-  
30 MUNICATIONS EQUIPMENT, VEHICLES, METHODS, PROCEDURES, MATERIALS AND  
31 OTHER EQUIPMENT, AND THE QUALIFICATIONS OF ITS EMERGENCY MEDICAL  
32 STAFF.

33           41-1844. Suspension or revocation of license;  
34   proceedings

1           A. AN AMBULANCE LICENSE MAY BE SUSPENDED, REVOKED OR ANNULLED  
2 BY THE CORPORATION COMMISSION UPON PROOF THAT THE LICENSEE OR ONE OR  
3 MORE PERSONS IN HIS EMPLOY HAS:

4           1. BEEN GUILTY OF MISREPRESENTATION IN OBTAINING THE LICENSE  
5 OR IN THE OPERATION OF THE AMBULANCE SERVICE.

6           2. ENGAGED OR ATTEMPTED TO ENGAGE IN, OR REPRESENTED HIMSELF  
7 AS ENTITLED TO PERFORM, ANY AMBULANCE SERVICE NOT AUTHORIZED BY THE  
8 LICENSE.

9           3. DEMONSTRATED INCOMPETENCE OR HAS SHOWN HIMSELF OTHERWISE  
10 UNABLE TO PROVIDE ADEQUATE AMBULANCE SERVICES.

11           4. VIOLATED OR AIDED AND ABETTED IN THE VIOLATION OF ANY PRO-  
12 VISION OF THIS ARTICLE OR THE RULES AND REGULATIONS OF THE COMMISSION.

13           B. PROCEEDINGS UNDER THIS SECTION MAY BE INITIATED BY FILING  
14 WRITTEN CHARGES WITH THE CORPORATION COMMISSION. IF THE COMMISSION  
15 DETERMINES SUCH ACTION SHOULD BE TAKEN, THE PROCEEDINGS SHALL BE PUR-  
16 SUANT TO TITLE 41, CHAPTER 6, ARTICLE 1, AND ANY FINAL DECISION OR  
17 ORDER ADVERSE TO A PARTY SHALL BE SUBJECT TO JUDICIAL REVIEW AS PRO-  
18 VIDED IN TITLE 12, CHAPTER 7, ARTICLE 6.

19           41-1845. Standards for certification of ambulance  
20 drivers and attendants; workmen's com-  
21 penensation and occunational disease

22           A. THE CORPORATION COMMISSION IN COOPERATION WITH THE STATE  
23 HEALTH DEPARTMENT, SHALL ESTABLISH STANDARDS FOR THE TRAINING OF  
24 AMBULANCE DRIVERS AND ATTENDANTS IN MEDICAL EMERGENCY TECHNOLOGY  
25 INCLUDING, BUT NOT LIMITED TO, COMMUNICATIONS, FIRST AID, EQUIPMENT  
26 MAINTENANCE, EMERGENCY ROOM TECHNIQUES AND PROCEDURES, PATIENT HAND-  
27 LING AND POSITIONING, AND KNOWLEDGE OF PROCEDURES AND EQUIPMENT USED  
28 FOR OBSTETRICAL, RESPIRATORY AND CARDIAC EMERGENCIES, AND SHALL SPECIFY  
29 THE SUBJECTS AND NUMBER OF HOURS OF TRAINING, OR THE EQUIVALENCY THEREOF,  
30 REQUIRED IN EACH SUBJECT.

31           B. A CERTIFIED AMBULANCE DRIVER OR ATTENDANT SHALL DISPLAY AT ALL  
32 TIMES A CARD OR OTHER MEANS OF ATTESTING TO HIS TRAINING AND QUALIFICA-  
33 TIONS TO SERVE AS AN AMBULANCE DRIVER OR ATTENDANT.

1. C. CERTIFIED AMBULANCE DRIVERS AND ATTENDANTS WHO SERVE AS  
2 SUCH ON A VOLUNTEER BASIS FOR WHICH THEY RECEIVE NO COMPENSATION  
3 ARE DEEMED TO BE EMPLOYEES FOR THE PURPOSE OF WORKMEN'S INDUSTRIAL  
4 INSURANCE, AND THE BASIS FOR COMPUTING WAGES FOR PREMIUM PAYMENTS  
5 AND COMPENSATION BENEFITS PURSUANT TO TITLE 23, CHAPTERS 6 AND 7,  
6 FOR SUCH CERTIFIED AMBULANCE PERSONNEL SHALL BE FOUR HUNDRED DOLLARS  
7 PER MONTH.

8 41-1846. Penalties

9 ANY PERSON VIOLATING OR FAILING TO COMPLY WITH ANY PROVISION OF  
10 THIS CHAPTER IS GUILTY OF A MISDEMEANOR PUNISHABLE BY IMPRISONMENT FOR  
11 NOT MORE THAN ONE YEAR, OR BY A FINE OF NOT TO EXCEED ONE THOUSAND  
12 DOLLARS, OR BOTH.

13 Sec. 5. Appropriations; purposes

14 A. The sum of twenty-five thousand dollars is appropriated from  
15 the state highway fund and the sum of twenty-five thousand dollars is  
16 appropriated from the state general fund to the department of public  
17 safety to be allocated to the division of emergency medical services  
18 to be available for use in performing the administrative duties pre-  
19 scribed by this act.

20 B. The sum of two hundred forty thousand dollars is appropriated  
21 to the department of public safety from the state general fund to be  
22 allocated to the division of emergency medical services to be available  
23 for negotiating emergency ground ambulance service and emergency re-  
24 ceiving facilities contracts with qualifying ambulance facilities and  
25 emergency receiving facilities.

26 C. The sum of twenty-five thousand dollars is appropriated from  
27 the state highway fund and the sum of twenty-five thousand dollars is  
28 appropriated from the state general fund to the department of public  
29 safety for the purpose of establishing and providing equipment for  
30 the statewide emergency medical services communication system prescribed  
31 by section 41-1835, Arizona Revised Statutes.

1 D. The sum of one hundred forty-two thousand dollars is appro-  
2 priated from the state highway fund and the sum of one hundred forty-two  
3 thousand dollars is appropriated from the state general fund to the depart-  
4 ment of public safety for the purchase of helicopters and for use as  
5 prescribed by section 41-1834, Arizona Revised Statutes.

6 E. The sum of one hundred eighty-eight thousand two hundred twenty  
7 dollars is appropriated from the state highway fund and the sum of one  
8 hundred eighty-eight thousand two hundred twenty dollars is appropriated  
9 from the state general fund to the department of public safety to be  
10 available for payment of the costs of operation, including but not  
11 limited to personnel, maintenance and insurance of the air ambulance  
12 service prescribed by section 41-1834, Arizona Revised Statutes.

13 F. The sums appropriated in subsections C and D of this  
14 section shall not lapse until the purposes for which the appropriations  
15 are made shall have been accomplished or abandoned unless the sums  
16 appropriated shall have stood until January 1, 1975, without an expendi-  
17 ture therefrom or an encumbrance thereon.

18 G. The sums appropriated in subsections A, B and E of this  
19 section shall not lapse until the purposes for which the appropri-  
20 ations are made shall have been accomplished or abandoned unless the  
21 sums appropriated shall have stood until July 1, 1973, without an  
22 expenditure therefrom or an encumbrance thereon.

23 Sec. 6. Emergency

24 To preserve the public peace, health and safety it is necessary  
25 that this act become immediately operative. It is therefore declared  
26 to be an emergency measure, to take effect as provided by law.

*Approved by the Governor - May 22, 1972*

*Filed in the Office of the Secretary of State - May 22, 1972*

PROPOSED CSHB 164

(7) to cities and boroughs providing paramedical ambulance services, both surface and air, in accordance with standards established by the Department of Health and Social Services, two-thirds of the annual operating cost of the service, not to exceed an amount equal to \$ 2 per capita based on the population of the area served.

sec 2 This act takes effect July 1, 1973