

State of Arizona
Senate
Forty-fifth Legislature
First Regular Session
2001

CHAPTER 156

SENATE BILL 1308

AN ACT

AMENDING SECTION 36-2202, ARIZONA REVISED STATUTES; RELATING TO EMERGENCY
MEDICAL SERVICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 36-2202, Arizona Revised Statutes, is amended to
3 read:

4 36-2202. Duties of the director; qualifications of medical
5 director

6 A. The director shall:

7 1. Appoint a medical director of emergency medical services.

8 2. Adopt standards and criteria for the denial or granting of
9 certification and recertification of emergency medical technicians and deny
10 certification of, certify and recertify emergency medical technicians. THESE
11 STANDARDS SHALL ALLOW THE DEPARTMENT TO CERTIFY QUALIFIED BASIC EMERGENCY
12 MEDICAL TECHNICIANS AND PARAMEDICS, WITHOUT REQUIRING COMPLETION OF STATEWIDE
13 STANDARDIZED TRAINING REQUIRED UNDER SECTION 36-2204, PARAGRAPH 1 OR PASSAGE
14 OF A STANDARDIZED CERTIFICATION TEST REQUIRED UNDER SECTION 36-2204,
15 PARAGRAPH 2, IF THE PERSON HOLDS VALID REGISTRATION WITH THE NATIONAL
16 REGISTRY OF EMERGENCY MEDICAL TECHNICIANS, AT THE CORRESPONDING EMERGENCY
17 MEDICAL TECHNICIAN LEVEL. A BASIC EMERGENCY MEDICAL TECHNICIAN OR PARAMEDIC
18 WHO IS CERTIFIED BECAUSE THE TECHNICIAN OR PARAMEDIC HOLDS A VALID
19 REGISTRATION WITH THE NATIONAL REGISTRY OF EMERGENCY MEDICAL TECHNICIANS MUST
20 COMPLETE THE STATEWIDE STANDARDIZED TRAINING REQUIRED UNDER SECTION 36-2204,
21 PARAGRAPH 1 OR PASS THE STANDARDIZED CERTIFICATION TEST REQUIRED UNDER
22 SECTION 36-2204, PARAGRAPH 2, WITHIN SIX MONTHS AFTER THE TECHNICIAN OR
23 PARAMEDIC IS CERTIFIED PURSUANT TO THIS PARAGRAPH.

24 3. Adopt standards and criteria which pertain to the quality of
25 emergency care pursuant to section 36-2204.

26 4. Adopt rules necessary to carry out the provisions of this chapter.
27 Each rule shall identify all sections and subsections of this chapter under
28 which the rule was formulated.

29 5. Adopt reasonable medical equipment, supply, staffing and safety
30 standards, criteria and procedures for issuance of a certificate of
31 registration to operate an ambulance.

32 6. Maintain a state system for recertifying emergency medical
33 technicians, except as otherwise caused by section 36-2202.01, that is
34 independent from any national registry of emergency medical technicians
35 recertification process. This system shall allow emergency medical
36 technicians to choose to be recertified under the state or the national
37 registry of emergency medical technicians recertification system subject to
38 subsection G of this section.

39 B. After consultation with the emergency medical services council the
40 director may authorize pilot programs designed to improve the safety and
41 efficiency of ambulance inspections for governmental or quasi-governmental
42 entities that provide emergency medical services in this state.

43 C. The rules, standards and criteria adopted by the director pursuant
44 to subsection A, paragraphs 2, 3, 4 and 5 of this section shall be adopted
45 in accordance with title 41, chapter 6, except that the director may adopt

1 on an emergency basis pursuant to section 41-1026 rules relating to the
2 regulation of ambulance services in this state necessary to protect the
3 public peace, health and safety in advance of adopting rules, standards and
4 criteria as otherwise provided by this subsection.

5 D. The director may waive the requirement for compliance with a
6 protocol adopted pursuant to section 36-2205 if the director determines that
7 the techniques, drug formularies or training make the protocol inconsistent
8 with contemporary medical practices.

9 E. The director may suspend a protocol adopted pursuant to section
10 36-2205 if the director does all of the following:

11 1. Determines that the rule is not in the public's best interest.

12 2. Initiates procedures pursuant to title 41, chapter 6 to repeal the
13 rule.

14 3. Notifies all interested parties in writing of the director's action
15 and the reasons for that action. Parties interested in receiving
16 notification shall submit a written request to the director.

17 F. To be eligible for appointment as director of emergency medical
18 services, the person shall be qualified in emergency medicine and shall be
19 licensed as a physician in one of the states of the United States.

20 G. Applicants for certification shall apply to the director for
21 certification. Emergency medical technicians shall apply for recertification
22 to the director every two years. Certified emergency medical technicians
23 shall pass an examination administered by the department as a condition for
24 recertification only if required to do so by the advanced life support base
25 hospital's medical director or the certified emergency medical technician's
26 medical director.

27 H. The medical director of emergency medical services is exempt from
28 the provisions of title 41, chapter 4, articles 5 and 6 and is entitled to
29 receive compensation pursuant to section 38-611, subsection A.

30 I. The standards, criteria and procedures adopted by the director
31 pursuant to subsection A, paragraph 5 of this section shall require that
32 ambulance services serving a rural or wilderness certificate of necessity
33 area with a population of less than ten thousand persons according to the
34 most recent United States decennial census have at least one ambulance
35 attendant as defined in section 36-2201, paragraph 4, subdivision (a) and
36 one ambulance attendant as defined in section 36-2201, paragraph 4,
37 subdivision (b) staffing an ambulance while transporting a patient and that
38 ambulance services serving a population of ten thousand persons or more
39 according to the most recent United States decennial census shall have at
40 least one ambulance attendant as defined in section 36-2201, paragraph 4,
41 subdivision (a) and one ambulance attendant as defined in section 36-2201,
42 paragraph 4, subdivision (a), (c), (d) or (e) staffing an ambulance while
43 transporting a patient.

44 J. If the department determines there is not a qualified
45 administrative medical director, the department shall ensure the provision

1 of administrative medical direction for a certified basic emergency medical
2 technician if the certified basic emergency medical technician meets all of
3 the following criteria:

4 1. Is employed by a not-for-profit or governmental provider employing
5 less than twelve full-time basic emergency medical technician employees.

6 2. Stipulates to the inability to secure a physician who is willing
7 to provide administrative medical direction.

8 3. Stipulates that the provider agency does not provide administrative
9 medical direction for its employees.

10 Sec. 2. Emergency

11 This act is an emergency measure that is necessary to preserve the
12 public peace, health or safety and is operative immediately as provided by
13 law.

APPROVED BY THE GOVERNOR APRIL 19, 2001.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 20, 2001.

Passed the House April 09, 2001

by the following vote: 58 Ayes,

0 Nays, 2 Not Voting
with emergency

[Signature]
Speaker of the House

[Signature]
Chief Clerk of the House

Passed the Senate March 15, 2001

by the following vote: 29 Ayes,

0 Nays, 1 Not Voting

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

~~_____ day of _____, 20__~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary to the Governor~~

Approved this _____ day of

~~_____, 20__~~

~~at _____ o'clock _____ M.~~

~~_____
Governor of Arizona~~

S.B. 1308

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

~~this _____ day of _____, 20__~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary of State~~

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 16, 2001,

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

with Emergency

Richard Smith
President of the Senate

Charmen Bellinger
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

16 day of April, 2001,

at 2:59 o'clock P M.

Sandra Gray
Secretary to the Governor

APPROVED THIS 19 day of

April, 2001,

at 2:19 o'clock P M.

Janet Lee Gull
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 20 day of April, 2001,

at 12:55 o'clock P M.

Robert Bayler
Secretary of State

S.B. 1308