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ROLL NUMBER

DESCRIPTION

1306

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10/3/03
Date

2003 HOUSE HUMAN SERVICES

HB 1306

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1306

House Human Services Committee

☐ Conference Committee

Hearing Date January 20, 2003

Tape Number	Side A	Side B	Meter #
1		x	1.0 - 6.0
Committee Clerk Signature <i>Shawn Program</i>			

Minutes:

Rep. Severson appeared as primary sponsor in support of the bill stating the main reason for this bill is to not have someone present themselves as an EMS Personnel and the liability issue we are concerned with.

Derek Hanson, Past President of the ND EMS Assoc. appeared in support with written testimony

Concerns of the committee: Are there some less blatant examples of a passer by just offering to help an injured person and then getting into trouble because of this? No, we shouldn't have a problem with that. Those types of people, from the lay person obviously would fall under the Good Samaritan Law. This would not affect those types of people but would affect those that go out and say "I am an EMT Basic or an Intermediate or Paramedic or First Responder and I can provide this service or I want this job".

No opposition.

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Page 2

House Human Services Committee

Bill/Resolution Number HB 1306

Hearing Date January 20, 2003

Concerns by the committee if the penalties were the same and if it was a Class B Penalty and what that was.

Rep. Porter moved a DO PASS motion, second by Rep. Kreidt. 13 - 0 - 0, Rep. Porter to carry the bill.

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10/2/03
Date

IP

Date: 1-20-03

Roll Call Vote #:

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB ~~1123~~ 1306

House _____ HUMAN SERVICES _____ Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken _____ DP

Motion Made By _____ Rep Porter _____ Seconded By _____ Rep. Kreidt

Representatives	Yes	No	Representatives	Yes	No
Rep. Clara Sue Price - Chair	✓		Rep. Sally Sandvig	✓	
Rep. Bill Devlin, Vice-Chair	✓		Rep. Bill Amerman	✓	
Rep. Robin Weisz	✓		Rep. Carol Niemeier	✓	
Rep. Vonnie Pietsch	✓		Rep. Louise Potter	✓	
Rep. Gerald Uglem	✓				
Rep. Chet Pollert	✓				
Rep. Todd Porter	✓				
Rep. Gary Kreidt	✓				
Rep. Alon Wieland	✓				

Total (Yes) _____ 13 _____ No _____ 0 _____

Absent _____ 0 _____

Floor Assignment _____ Rep. Potter _____

If the vote is on an amendment, briefly indicate intent:

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Operator's Signature _____ Date 10/2/03

REPORT OF STANDING COMMITTEE (410)
January 20, 2003 4:05 p.m.

Module No: HR-10-0791
Carrier: Potter
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1306: Human Services Committee (Rep. Price, Chairman) recommends DO PASS
(13 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1306 was placed on the
Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-10-0791

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10/3/03
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2003 SENATE HUMAN SERVICES

HB 1306

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10/3/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1306

Senate Human Services Committee

☐ Conference Committee

Hearing Date March 10, 2003

Tape Number	Side A	Side B	Meter #
1	X		5812 - end
		X	0 - 1440
Committee Clerk Signature <i>Donna Kramer, Clerk</i>			

Minutes:

SENATOR JUDY LEE opened the public hearing for HB 1306 relating to misrepresentation as to status as an emergency medical services personnel.

REPRESENTATIVE TODD PORTER, from District 34, introduced HB 1306. This bill puts into code a penalty for misrepresentation of one's self as an emergency medical technician. ...

Instances where people have not kept up their certification to help a person as an EMT, getting in front of an actual certified EMT ... actual cases documented ... Questions and discussion with committee ... (Tape 1, Side A, Meter # 5812 - end and Side B, Meter 0 - 140)

REPRESENTATIVE SEVERSON testified in support of the bill. This is a public safety issue. (Meter # 148- 252)

KEITH SORENSON, Legislative Lobbyist for ND EMS Association, testified in favor. (Written testimony) (Meter # 272 - 483)

SENATOR LEE asked Mr. Sorenson to review the differences between the categories.

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10/3/03
Date

Page 2

Senate Human Services Committee

Bill/Resolution Number HB 1306

Hearing Date March 10, 2003

KEITH SORENSON: Stated the hours of training for each category (EMT Basic - 110 hours, EMT Intermediate - 60 hours - can start IV's, EMT Paramedic - 2 years - Associate Degree - same as Assoc. Degree and First Responders - not allowed to transport patients). Answered other questions from committee members regarding first responders, going beyond scope of practice, medical ethics question, coverage under "Good Samaritan" law, basic EMT in training - not certified, "gray area" ... (Meter #510 - 1409)

SENATOR FISCHER moved DO PASS.

SENATOR BROWN seconded the motion.

Roll call was read. 6 yeas 0 nays.

SENATOR FAIRFIELD will be the carrier. (Meter # 1560)

Date: 03-10-03
Roll Call Vote #: ①

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1306

Senate Human Services Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Sen. Fischer Seconded By Sen. Brown

Senators	Yes	No	Senators	Yes	No
Senator Judy Lee - Chairman	✓				
Senator Richard Brown - V. Chair.	✓				
Senator Robert S. Erbele	✓				
Senator Tom Fischer	✓				
Senator April Fairfield	✓				
Senator Michael Polovitz	✓				

Total (Yes) 6 No 0

Absent

Floor Assignment Sen. Fairfield

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
March 10, 2003 1:31 p.m.

Module No: SR-42-4337
Carrier: Fairfield
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1306: Human Services Committee (Sen. J. Lee, Chairman) recommends DO PASS
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1306 was placed on the
Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-42-4337

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10/3/03
Date

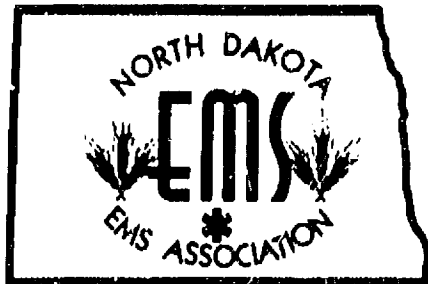
2003 TESTIMONY

HB 1306

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10/3/03
Date



HUMAN SERVICES COMMITTEE
Testimony in support of HB 1306

Monday, January 20, 2003
Ft. Union Room - 9:00 AM

By: Derek Hanson, Past President
Legislative Chair

The North Dakota EMS Association supports HB 1306 for an amendment to prohibit misrepresentation as an EMS person, and to provide a penalty.

Even though this has not been a great problem in North Dakota to date, we have had individuals in the past who have held themselves out as an EMS provider. In one case, an individual photocopied an EMT card from another certified EMT, typed his name on the card and began applying for EMS jobs around the state. This individual was never certified or licensed as an EMS provider.

In another case, a person who formerly served as an EMT more than 10 years ago held herself out to members of a racing organization and provided medical care during their racing events. Their insurance rider required a certified or licensed EMT. She was no longer credentialed to perform such duties.

And in yet another case, a person who came to North Dakota from Wyoming provided a certificate which showed completion of an EMT course. However, the individual never tested at the state or national level to become an EMT, but continued to show the certificate of completion from an EMT course to convince employers he was an EMT.

Just as we would not allow physicians and nurses to hold themselves out if they were not licensed to practice, those misrepresenting themselves as an EMS provider should also fall under a penalty. This bill would allow for prosecution under a Class B misdemeanor.

This law would include any person misrepresenting themselves as any of the following; EMT-Basic, EMT-Intermediate, EMT-Paramedic, and certified First Responder.

We ask for your support on HB 1306, and to give it a favorable "do pass" recommendation.

HUMAN SERVICES COMMITTEE
Testimony in support of HB 1306

Monday, March 10, 2003

By: Keith Sorenson, Legislative Lobbyist
ND EMS ASSOCIATION

The North Dakota EMS Association supports HB 1306, a bill to prohibit misrepresentation as an EMS person, and to provide a penalty.

Even though this has not been a great problem in North Dakota to date, we have had individuals in the past who have held themselves out as an EMS provider. In one case, an individual photocopied an EMT card from another certified EMT, typed his name on the card and began applying for EMS jobs around the state. This individual was never certified or licensed as an EMS provider.

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Just as we do not allow physicians and nurses to hold themselves out if they were not licensed to practice, those misrepresenting themselves as an EMS provider should also fall under a penalty. This bill would allow for prosecution under a Class B misdemeanor.

This law would include any person misrepresenting themselves as any of the following: EMT-Basic, EMT-Intermediate, EMT-Paramedic, and certified First Responder.

House Bill 1306 passed the House by a vote of 90 yeas and 0 nays and we hope you will give HB1306 a favorable "do pass" recommendation.

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