

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2050

Introduced by

Legislative Council

(Public Safety Committee)

1 A BILL for an Act to create and enact a new section to chapter 23-27 of the North Dakota
2 Century Code, relating to regulation of emergency medical services operation dispatch; to
3 amend and reenact section 23-27-02, subsection 1 of section 23-27-04, and section 23-27-04.7
4 of the North Dakota Century Code, relating to the definition of emergency medical services,
5 emergency medical services operation licensure standards, and distribution of property tax
6 revenues to emergency medical services operations; and to provide for a legislative council
7 study.

8 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

9 **SECTION 1. AMENDMENT.** Section 23-27-02 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **23-27-02. Definitions.** For the purpose of this chapter, unless the context otherwise
12 requires:

- 13 1. "Department" means the state department of health.
- 14 2. "Emergency medical services" means the prehospital medical stabilization ~~and or~~
15 transportation of ~~individuals~~ an individual who ~~are~~ is sick, injured, wounded, or
16 otherwise incapacitated or helpless, or in a real or perceived acute medical
17 condition, by emergency medical services personnel with physician oversight a
18 person that holds oneself out to the public as being in that service or that regularly
19 provides that service. The term includes ~~assessing;~~
20 a. Assessing, stabilizing, and treating life-threatening and non-life-threatening
21 medical conditions; or
22 b. Transporting a patient who is in a real or perceived acute medical condition to
23 a hospital emergency room.

- 1 3. "Emergency medical services operation" means an entity licensed to offer and
2 provide emergency medical services by emergency medical services personnel
3 with physician oversight. The term includes basic life support ambulance services,
4 advanced life support ambulance services, air ambulance services, and quick
5 response unit services.
- 6 4. "Emergency medical services personnel" means individuals who provide
7 emergency medical services for emergency medical services operations. The
8 term includes emergency medical services professionals, drivers, and
9 department-certified emergency medical services providers, such as
10 cardiopulmonary resuscitation drivers and first responders.
- 11 5. "Emergency medical services professional" means an individual licensed by the
12 department as an emergency medical technician-basic, emergency medical
13 technician-intermediate, or emergency medical technician-paramedic.

14 **SECTION 2. AMENDMENT.** Subsection 1 of section 23-27-04 of the North Dakota
15 Century Code is amended and reenacted as follows:

- 16 1. An emergency medical services operation within this state may not operate unless
17 the operation is licensed in accordance with this chapter and rules adopted by the
18 state health council. The rules must include:
 - 19 a. Time when operator's services must be available.
 - 20 b. Type of motor vehicle operator's license needed for drivers of ground
21 vehicles.
 - 22 c. Training standards for operation personnel.
 - 23 d. Equipment and ground vehicle standards.
 - 24 e. Annual license fees.
 - 25 f. Number of personnel required for each run.
 - 26 g. The scope of practice for uncertified drivers, certified personnel, and
27 emergency medical services professionals.
 - 28 h. Performance standards, which may include response time standards.
 - 29 i. Other requirements as may be found necessary to carry out the intent of this
30 chapter.

1 **SECTION 3. AMENDMENT.** Section 23-27-04.7 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **23-27-04.7. ~~Study of standards of reasonable coverage~~ County reporting - Use**
4 **of property tax levies.**

- 5 ~~1. During the 2007-08 interim, the state health council shall study the minimum~~
6 ~~requirements of reasonable emergency medical services coverage which must~~
7 ~~take into account the response time for emergency medical services. Before~~
8 ~~July 1, 2008, the state health officer shall report to the legislative council the~~
9 ~~outcome and recommendations of this study.~~
- 10 ~~2.~~ The board of county commissioners of every county in this state shall conduct an
11 annual review of the emergency medical services coverage within that county and
12 shall submit an annual report to the state health officer in a format approved by the
13 state department of health.
- 14 ~~3.~~ A taxing district that levies ~~property taxes for support of a special~~ emergency
15 medical services or ambulance service levy shall ensure that every ~~emergency~~
16 ~~medical services operation~~ ambulance service that ~~operates~~ has portions of its
17 service area in that taxing district receives a ~~benefit~~ portion of the revenue from
18 this tax. The taxing district shall allocate the special tax levy revenue to each
19 ambulance service based upon the taxable value of the property within each
20 township of the taxing district, allocating the taxable value of each township to the
21 ambulance service that serves the largest area within that township.

22 **SECTION 4.** A new section to chapter 23-27 of the North Dakota Century Code is
23 created and enacted as follows:

24 **Emergency medical services operation communications.** The department may
25 regulate the communications methods and protocols for emergency medical services
26 operations in a manner consistent with the protocols established by the department of
27 emergency services.

28 **SECTION 5. LEGISLATIVE COUNCIL STUDY - EMERGENCY MEDICAL**
29 **SERVICES.** The legislative council shall consider studying, during the 2009-10 interim, the
30 emergency medical services funding system within the state, including state and local
31 emergency medical services and ambulance services funding and the feasibility and desirability

Sixty-first
Legislative Assembly

- 1 of transitioning to a statewide funding formula. The legislative council shall report its findings
- 2 and recommendations, together with any legislation required to implement the
- 3 recommendations, to the sixty-second legislative assembly.