

1 **EMERGENCY MEDICAL SERVICES AMENDMENTS**

2 2020 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Derrin R. Owens**

5 Senate Sponsor: David P. Hinkins

7 **LONG TITLE**

8 **General Description:**

9 This bill amends provisions relating to emergency medical services.

10 **Highlighted Provisions:**

11 This bill:

12 ▶ establishes the Emergency Medical Services System Account to be administered by
13 the Department of Health (department) for certain purposes related to emergency
14 medical services;

15 ▶ modifies the expenditure requirements for certain funds transferred to the
16 department;

17 ▶ requires the department to hire five regional emergency medical services liaisons to
18 serve the needs of certain rural counties;

19 ▶ requires the department to submit a report to the Health and Human Services
20 Interim Committee; and

21 ▶ establishes a repeal date for the reporting requirement.

22 **Money Appropriated in this Bill:**

23 This bill appropriates in Fiscal Year 2021:

24 ▶ to the Department of Health -- Family Health and Preparedness -- Emergency
25 Medical Services and Preparedness, as an ongoing appropriation:

26 • From the Emergency Medical Services System Account, \$3,000,000;

27 ▶ to the Emergency Medical Services System Account -- Emergency Medical
28 Services System Account, as an ongoing appropriation:

29 • From the General Fund, \$3,000,000.

30 **Other Special Clauses:**

31 None

32 **Utah Code Sections Affected:**

33 AMENDS:

34 **26-8a-207**, as last amended by Laws of Utah 2011, Chapters 297 and 303

35 **63I-2-226**, as last amended by Laws of Utah 2019, Chapters 262, 393, 405 and last
36 amended by Coordination Clause, Laws of Utah 2019, Chapter 246

37 ENACTS:

38 **26-8a-108**, Utah Code Annotated 1953

39 **26-8a-210**, Utah Code Annotated 1953

40 **26-8a-211**, Utah Code Annotated 1953



42 *Be it enacted by the Legislature of the state of Utah:*

43 Section 1. Section **26-8a-108** is enacted to read:

44 **26-8a-108. Emergency Medical Services System Account.**

45 (1) There is created within the General Fund a restricted account known as the
46 Emergency Medical Services System Account.

47 (2) The account consists of:

48 (a) interest earned on the account; and

49 (b) appropriations made by the Legislature.

50 (3) The department shall use:

51 (a) an amount equal to 25% of the money in the account for administrative costs
52 related to this chapter; and

53 (b) an amount equal to 75% of the money in the account for grants awarded in
54 accordance with Subsection **26-8a-207(3)**.

55 Section 2. Section **26-8a-207** is amended to read:

56 **26-8a-207. Emergency medical services grant program.**

57 (1) [~~a~~] The department shall receive as dedicated credits the amount established in

58 Section 51-9-403. That amount shall be transferred to the department by the Division of
59 Finance from funds generated by the surcharge imposed under Title 51, Chapter 9, Part 4,
60 Criminal Conviction Surcharge Allocation.

61 ~~[(b) Funds transferred to the department under this section shall be used for~~
62 ~~improvement of delivery of emergency medical services and administrative costs as described~~
63 ~~in Subsection (2)(a). Appropriations to the department for the purposes enumerated in this~~
64 ~~section shall be made from those dedicated credits.]~~

65 ~~[(2) (a) The department may use the funds transferred to it under Subsection (1):]~~

66 (2) From the total amount of funds transferred to the department under Subsection (1),
67 the department shall use:

68 (a) an amount equal to 50% of the funds:

69 (i) to provide staff support; and

70 (ii) for other expenses incurred in:

71 (A) administration of grant funds; and

72 (B) other department administrative costs under this chapter[-]; and

73 (b) an amount equal to 50% of the funds to provide emergency medical services grants
74 in accordance with Subsection (3).

75 (3) (a) A recipient of a grant under this section shall actively provide emergency
76 medical services within the state.

77 ~~[(b) After funding staff support, administrative expenses, and trauma system~~
78 ~~development, the department and the committee shall make emergency medical services grants~~
79 ~~from the remaining funds received as dedicated credits under Subsection (1). A recipient of a~~
80 ~~grant under this Subsection (2)(b) shall actively provide emergency medical services within the~~
81 ~~state.]~~

82 ~~[(c) The department shall distribute not less than 25% of the funds, with the percentage~~
83 ~~being authorized by a majority vote of the committee,]~~

84 (b) From the total amount of funds used to provide grants under Subsection (3), the
85 department shall distribute an amount equal to 21% as per capita block grants for use

86 specifically related to the provision of emergency medical services to nonprofit prehospital
87 emergency medical services providers that are either licensed or designated and to emergency
88 medical services that are the primary emergency medical services for a service area. The
89 department shall determine the grant amounts by prorating available funds on a per capita basis
90 by county as described in department rule.

91 ~~[(d) The committee shall award the remaining funds as competitive grants for use~~
92 ~~specifically related to the provision of emergency medical services based upon rules~~
93 ~~established by the committee.]~~

94 (c) Subject to Subsections (3)(d) through (f), the committee shall use the remaining
95 grant funds to award competitive grants to licensed emergency medical services providers that
96 provide emergency medical services within counties of the third through sixth class, in
97 accordance with rules made by the committee.

98 (d) A grant awarded under Subsection (3)(c) shall be used:

99 (i) for the purchase of equipment, subject to Subsection (3)(e); or

100 (ii) for the recruitment, training, or retention of licensed emergency medical services
101 providers.

102 (e) A recipient of a grant under Subsection (3)(c) may not use more than \$100,000 in
103 grant proceeds for the purchase of vehicles.

104 (f) A grant awarded for the purpose described in Subsection (3)(d)(ii) is ongoing for a
105 period of up to three years.

106 (g) (i) If, after providing grants under Subsections (3)(c) through (f), any grant funds
107 are unallocated at the end of the fiscal year, the committee shall distribute the unallocated grant
108 funds as per capita block grants as described in Subsection (3)(b).

109 (ii) Any grant funds distributed as per capita grants under Subsection (3)(g)(i) are in
110 addition to the amount described in Subsection (3)(b).

111 Section 3. Section **26-8a-210** is enacted to read:

112 **26-8a-210. Regional Emergency Medical Services Liaisons -- Qualifications --**
113 **Duties.**

- 114 (1) As used in this section:
115 (a) "Liaison" means a regional emergency medical services liaison hired under this
116 section.
117 (b) "Rural county" means a county of the third, fourth, fifth, or sixth class.
118 (2) The department shall hire five individuals to serve as regional emergency medical
119 services liaisons to:
120 (a) serve the needs of rural counties in providing emergency medical services in
121 accordance with this chapter;
122 (b) act as a liaison between the department and individuals or entities responsible for
123 emergency medical services in rural counties, including:
124 (i) emergency medical services providers;
125 (ii) local officials; and
126 (iii) local health departments or agencies;
127 (c) provide support and training to emergency medical services providers in rural
128 counties;
129 (d) assist rural counties in utilizing state and federal grant programs for financing
130 emergency medical services; and
131 (e) serve as emergency medical service personnel to assist licensed providers with
132 ambulance staffing needs within rural counties.
133 (3) Each liaison hired under Subsection (2):
134 (a) shall reside in a rural county; and
135 (b) shall be licensed as:
136 (i) an advanced emergency medical technician as defined in Section [26-8c-102](#); or
137 (ii) a paramedic as defined in Section [26-8c-102](#).
138 (4) The department shall provide each liaison with a vehicle and other equipment in
139 accordance with rules established by the department.

140 Section 4. Section **26-8a-211** is enacted to read:

141 **26-8a-211. Report.**

142 The department shall report to the Health and Human Services Interim Committee
143 before November 30, 2022, regarding:

144 (1) the activities and accomplishments of the regional medical services liaisons hired
145 under Section [26-8a-210](#);

146 (2) the efficacy of the emergency medical services grant program established in Section
147 [26-8a-207](#), including grant distribution;

148 (3) the condition of emergency medical services within the state, including emergency
149 medical services provider response times and personnel numbers; and

150 (4) the financial condition of the department, including department operational costs
151 under this chapter.

152 Section 5. Section **63I-2-226** is amended to read:

153 **63I-2-226. Repeal dates -- Title 26.**

154 (1) Subsection [26-7-8\(3\)](#) is repealed January 1, 2027.

155 (2) Section [26-8a-107](#) is repealed July 1, 2024.

156 (3) Subsection [26-8a-203\(3\)\(a\)\(i\)](#) is repealed January 1, 2023.

157 (4) Section [26-8a-211](#) is repealed July 1, 2023.

158 [~~4~~] (5) Subsection [26-18-2.3\(5\)](#) is repealed January 1, 2020.

159 [~~5~~] (6) Subsection [26-18-2.4\(3\)\(e\)](#) is repealed January 1, 2023.

160 [~~6~~] (7) Subsection [26-18-411\(8\)](#), related to reporting on the health coverage
161 improvement program, is repealed January 1, 2023.

162 [~~7~~] (8) Subsection [26-18-604\(2\)](#) is repealed January 1, 2020.

163 [~~8~~] (9) Subsection [26-21-28\(2\)\(b\)](#) is repealed January 1, 2021.

164 [~~9~~] (10) Subsection [26-33a-106.1\(2\)\(a\)](#) is repealed January 1, 2023.

165 [~~10~~] (11) Subsection [26-33a-106.5\(6\)\(c\)\(iii\)](#) is repealed January 1, 2020.

166 [~~11~~] (12) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance
167 Program, is repealed July 1, 2027.

168 [~~12~~] (13) Subsection [26-50-202\(7\)\(b\)](#) is repealed January 1, 2020.

169 [~~13~~] (14) Subsections [26-54-103\(6\)\(d\)\(ii\)](#) and (iii) are repealed January 1, 2020.

- 170 [~~(14)~~] (15) Subsection 26-55-107(8) is repealed January 1, 2021.
- 171 [~~(15)~~] (16) Subsection 26-56-103(9)(d) is repealed January 1, 2020.
- 172 [~~(16)~~] (17) Title 26, Chapter 59, Telehealth Pilot Program, is repealed January 1, 2020.
- 173 [~~(17)~~] (18) Subsection 26-61-202(4)(b) is repealed January 1, 2022.
- 174 [~~(18)~~] (19) Subsection 26-61-202(5) is repealed January 1, 2022.

175 Section 6. **Appropriation.**

176 The following sums of money are appropriated for the fiscal year beginning July 1,
177 2020, and ending June 30, 2021. These are additions to amounts previously appropriated for
178 fiscal year 2021. The Legislature authorizes the State Division of Finance to transfer the
179 following amounts between the following funds or accounts as indicated. Expenditures and
180 outlays from the funds or accounts to which the money is transferred must be authorized by an
181 appropriation.

182 ITEM 1

183 To Department of Health -- Family Health and Preparedness

184 From Emergency Medical Services System Account \$3,000,000

185 Schedule of Programs:

186 Emergency Medical Services and Preparedness \$3,000,000

187 ITEM 2

188 To Emergency Medical Services System Account

189 From General Fund \$3,000,000

190 Schedule of Programs:

191 Emergency Medical Services System Account \$3,000,000