1

EMERGENCY MEDICAL SERVICES AMENDMENTS



26	• to the Department of Health Family Health and Preparedness Emergency
27	Medical Services and Preparedness, as an ongoing appropriation:
28	 From the Emergency Medical Services System Account, \$4,000,000;
29	 to the Emergency Medical Services System Account Emergency Medical
30	Services System Account, as an ongoing appropriation:
31	 From the Tourism Marketing Performance Account, \$4,000,000.
32	Other Special Clauses:
33	None
34	Utah Code Sections Affected:
35	AMENDS:
36	26-8a-207, as last amended by Laws of Utah 2011, Chapters 297 and 303
37	631-2-226, as last amended by Laws of Utah 2019, Chapters 262, 393, 405 and last
38	amended by Coordination Clause, Laws of Utah 2019, Chapter 246
39	63N-7-301, as last amended by Laws of Utah 2019, Chapters 136 and 237
40	ENACTS:
41	26-8a-108 , Utah Code Annotated 1953
42	26-8a-210 , Utah Code Annotated 1953
43	26-8a-211, Utah Code Annotated 1953
44 45	Be it enacted by the Legislature of the state of Utah:
46	Section 1. Section 26-8a-108 is enacted to read:
47	26-8a-108. Emergency Medical Services System Account.
48	(1) There is created within the General Fund a restricted account known as the
49	Emergency Medical Services System Account.
50	(2) The account consists of:
51	(a) interest earned on the account; and
52	(b) appropriations made by the Legislature.
53	(3) The department shall use:
54	(a) an amount equal to 25% of the money in the account for administrative costs
55	related to this chapter; and
56	(b) an amount equal to 75% of the money in the account for grants awarded in

57	accordance with Subsection 26-8a-207(3).
58	Section 2. Section 26-8a-207 is amended to read:
59	26-8a-207. Emergency medical services grant program.
50	(1) [(a)] The department shall receive as dedicated credits the amount established in
51	Section 51-9-403. That amount shall be transferred to the department by the Division of
52	Finance from funds generated by the surcharge imposed under Title 51, Chapter 9, Part 4,
63	Criminal Conviction Surcharge Allocation.
54	[(b) Funds transferred to the department under this section shall be used for
65	improvement of delivery of emergency medical services and administrative costs as described
66	in Subsection (2)(a). Appropriations to the department for the purposes enumerated in this
67	section shall be made from those dedicated credits.]
68	[(2) (a) The department may use the funds transferred to it under Subsection (1):]
59	(2) From the funds transferred to the department under Subsection (1), the department
70	shall use:
71	(a) an amount equal to 50% of the funds:
72	(i) to provide staff support; and
73	(ii) for other expenses incurred in:
74	(A) administration of grant funds; and
75	(B) other department administrative costs under this chapter[:]; and
76	(b) an amount equal to 50% of the funds to provide emergency medical services grants
77	in accordance with Subsection (3).
78	(3) (a) A recipient of a grant under this section shall actively provide emergency
79	medical services within the state.
80	[(b) After funding staff support, administrative expenses, and trauma system
31	development, the department and the committee shall make emergency medical services grants
32	from the remaining funds received as dedicated credits under Subsection (1). A recipient of a
33	grant under this Subsection (2)(b) shall actively provide emergency medical services within the
84	state.]
35	[(c) The department shall distribute not less than 25% of the funds, with the percentage
36	being authorized by a majority vote of the committee, as]
37	(b) (i) Subject to Subsection (3)(b)(ii), the department shall award per capita block

88	grants for use specifically related to the provision of emergency medical services to nonprofit
89	prehospital emergency medical services providers that are either licensed or designated and to
90	emergency medical services that are the primary emergency medical services for a service area.
91	The department shall determine the grant amounts by prorating available funds on a per capita
92	basis by county as described in department rule.
93	(ii) From the funds used to provide grants under Subsection (2)(b), the department
94	shall use the following amount for per capita block grants described in Subsection (3)(b)(i):
95	(A) in a fiscal year beginning on or after July 1, 2020, and before July 1, 2022, an
96	amount equal to 17% of the funds; and
97	(B) in a fiscal year beginning on or after July 1, 2022, an amount equal to 25% of the
98	<u>funds.</u>
99	[(d) The committee shall award the remaining funds as competitive grants for use
100	specifically related to the provision of emergency medical services based upon rules
101	established by the committee.]
102	(c) Subject to Subsections (3)(d) through (f), the committee shall use any remaining
103	grant funds to award competitive grants to licensed emergency medical services providers that
104	provide emergency medical services within counties of the third through sixth class, in
105	accordance with rules made by the committee.
106	(d) A grant awarded under Subsection (3)(c) shall be used:
107	(i) for the purchase of equipment, subject to Subsection (3)(e); or
108	(ii) for the recruitment, training, or retention of licensed emergency medical services
109	providers.
110	(e) A recipient of a grant under Subsection (3)(c) may not use more than \$100,000 in
111	grant proceeds for the purchase of vehicles.
112	(f) A grant awarded for the purpose described in Subsection (3)(d)(ii) is ongoing for a
113	period of up to three years.
114	Section 3. Section 26-8a-210 is enacted to read:
115	26-8a-210. Regional Emergency Medical Services Liaisons Qualifications
116	Duties.
117	(1) As used in this section:
118	(a) "Liaison" means a regional emergency medical services liaison appointed under this

119	section.
120	(b) "Rural county" means a county of the third, fourth, fifth, or sixth class.
121	(2) The department shall appoint five individuals to serve as regional emergency
122	medical services liaisons to:
123	(a) serve the needs of rural counties in providing emergency medical services in
124	accordance with this chapter;
125	(b) act as a liaison between the department and individuals or entities responsible for
126	emergency medical services in rural counties, including:
127	(i) emergency medical services providers;
128	(ii) local officials; and
129	(iii) local health departments or agencies;
130	(c) provide support and training to emergency medical services providers in rural
131	counties;
132	(d) assist rural counties in utilizing state and federal grant programs for financing
133	emergency medical services; and
134	(e) serve as emergency medical service personnel to assist licensed providers with
135	ambulance staffing needs within rural counties.
136	(3) Each liaison appointed under Subsection (2):
137	(a) shall reside in a rural county;
138	(b) shall be licensed as an advanced emergency medical technician as defined in
139	Section 26-8c-102; and
140	(c) may hold one or more licenses in addition to the license described in Subsection
141	(3)(b).
142	(4) The department shall provide each liaison with a vehicle and other equipment in
143	accordance with rules established by the department.
144	Section 4. Section 26-8a-211 is enacted to read:
145	<u>26-8a-211.</u> Report.
146	The department shall report to the Health and Human Services Interim Committee
147	before November 30, 2022, regarding:
148	(1) the activities and accomplishments of the regional medical services liaisons
149	appointed under Section 26-8a-210;

150 (2) the efficacy of the emergency medical services grant program established in Section 151 26-8a-207, including grant distribution; (3) the condition of emergency medical services within the state, including emergency 152 153 medical services provider response times and personnel numbers; and 154 (4) the financial condition of the department, including department operational costs 155 under this chapter. 156 Section 5. Section 63I-2-226 is amended to read: 157 63I-2-226. Repeal dates -- Title 26. 158 (1) Subsection 26-7-8(3) is repealed January 1, 2027. 159 (2) Section 26-8a-107 is repealed July 1, 2024. 160 (3) Subsection 26-8a-203(3)(a)(i) is repealed January 1, 2023. 161 (4) Section 26-8a-211 is repealed July 1, 2023. 162 $[\frac{(4)}{(5)}]$ (5) Subsection 26-18-2.3(5) is repealed January 1, 2020. 163 $[\frac{(5)}{(6)}]$ (6) Subsection 26-18-2.4(3)(e) is repealed January 1, 2023. 164 [(6)] (7) Subsection 26-18-411(8), related to reporting on the health coverage improvement program, is repealed January 1, 2023. 165 $[\frac{7}{1}]$ (8) Subsection 26-18-604(2) is repealed January 1, 2020. 166 [(8)] (9) Subsection 26-21-28(2)(b) is repealed January 1, 2021. 167 168 [9] (10) Subsection 26-33a-106.1(2)(a) is repealed January 1, 2023. 169 $[\frac{(10)}{(11)}]$ (11) Subsection 26-33a-106.5(6)(c)(iii) is repealed January 1, 2020. [(11)] (12) Title 26, Chapter 46, Utah Health Care Workforce Financial Assistance 170 171 Program, is repealed July 1, 2027. 172 $[\frac{(12)}{(13)}]$ (13) Subsection 26-50-202(7)(b) is repealed January 1, 2020. 173 $[\frac{(13)}{(14)}]$ (14) Subsections 26-54-103(6)(d)(ii) and (iii) are repealed January 1, 2020. 174 $[\frac{(14)}{(15)}]$ (15) Subsection 26-55-107(8) is repealed January 1, 2021. 175 $[\frac{(15)}{(16)}]$ (16) Subsection 26-56-103(9)(d) is repealed January 1, 2020. 176 [(16)] (17) Title 26, Chapter 59, Telehealth Pilot Program, is repealed January 1, 2020. 177 $[\frac{(17)}{(18)}]$ (18) Subsection 26-61-202(4)(b) is repealed January 1, 2022. 178 $[\frac{(18)}{(19)}]$ (19) Subsection 26-61-202(5) is repealed January 1, 2022. 179 Section 6. Section 63N-7-301 is amended to read: 180 63N-7-301. Tourism Marketing Performance Account.

181	(1) There is created within the General Fund a restricted account known as the Tourism
182	Marketing Performance Account.
183	(2) The account shall be administered by GOED for the purposes listed in Subsection
184	(5).
185	(3) (a) The account shall earn interest.
186	(b) All interest earned on account money shall be deposited into the account.
187	(4) The account shall be funded by appropriations made to the account by the
188	Legislature in accordance with this section.
189	[(5) The executive director of GOED's Office of Tourism shall use account money
190	appropriated to GOED to pay for the statewide advertising, marketing, and branding campaign
191	for promotion of the state as conducted by GOED.]
192	(5) Money in the account shall be used:
193	(a) by the executive director of GOED's Office of Tourism to pay for the statewide
194	advertising, marketing, and branding campaign for promotion of the state as conducted by
195	GOED; or
196	(b) by the Department of Health to pay for emergency medical services in accordance
197	with Section 26-8a-108.
198	(6) (a) For each fiscal year beginning on or after July 1, 2007, GOED shall annually
199	allocate 10% of the account money appropriated to GOED to a sports organization for
200	advertising, marketing, branding, and promoting Utah in attracting sporting events into the
201	state.
202	(b) The sports organization shall:
203	(i) provide an annual written report to GOED that gives an accounting of the use of
204	funds the sports organization receives under this Subsection (6); and
205	(ii) promote the state and encourage economic growth in the state.
206	(c) For purposes of this Subsection (6), "sports organization" means an organization
207	that:
208	(i) is exempt from federal income taxation in accordance with Section 501(c)(3),
209	Internal Revenue Code;
210	(ii) maintains its principal location in the state;
211	(iii) has a minimum of 15 years experience in the state hosting, fostering, and attracting

major summer and winter sporting events statewide; and

- (iv) was created to foster state, regional, national, and international sports competitions in the state, to drive the state's Olympic and sports legacy, including competitions related to Olympic sports, and to promote and encourage sports tourism throughout the state, including advertising, marketing, branding, and promoting the state for the purpose of attracting sporting events in the state.
- (7) Money deposited into the account shall include a legislative appropriation from the cumulative sales and use tax revenue increases described in Subsection (8), plus any additional appropriation made by the Legislature.
- (8) (a) In fiscal years 2006 through 2019, a portion of the state sales and use tax revenues determined under this Subsection (8) shall be certified by the State Tax Commission as a set-aside for the account, and the State Tax Commission shall report the amount of the set-aside to the office, the Office of Legislative Fiscal Analyst, and the Division of Finance, which shall set aside the certified amount for appropriation to the account.
- (b) For fiscal years 2016 through 2019, the State Tax Commission shall calculate the set-aside under this Subsection (8) in each fiscal year by applying one of the following formulas: if the annual percentage change in the Consumer Price Index for All Urban Consumers, as published by the Bureau of Labor Statistics of the United States Department of Labor, for the fiscal year two years before the fiscal year in which the set-aside is to be made is:
- (i) greater than 3%, and if the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made to the fiscal year two years before the fiscal year in which the set-aside is to be made is greater than the annual percentage change in the Consumer Price Index for the fiscal year two years before the fiscal year in which the set-aside is to be made, then the difference between the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services and the annual percentage change in the Consumer Price Index shall be multiplied by an amount equal to the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made; or
 - (ii) 3% or less, and if the annual percentage change in the state sales and use tax

243

244

245

246

247

248

249

250

251

252

253

254

255

256257

258

259

260

261

263

264

266

- revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made to the fiscal year two years before the fiscal year in which the set-aside is to be made is greater than 3%, then the difference between the annual percentage change in the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services and 3% shall be multiplied by an amount equal to the state sales and use tax revenues attributable to the retail sales of tourist-oriented goods and services from the fiscal year three years before the fiscal year in which the set-aside is to be made.
 - (c) The total money appropriated to the account in a fiscal year under Subsections (8)(a) and (b) may not exceed the amount appropriated to the account in the preceding fiscal year by more than \$3,000,000.
- (d) As used in this Subsection (8), "state sales and use tax revenues" are revenues collected under Subsections 59-12-103(2)(a)(i)(A) and 59-12-103(2)(c)(i).
- (e) As used in this Subsection (8), "retail sales of tourist-oriented goods and services" are calculated by adding the following percentages of sales from each business registered with the State Tax Commission under one of the following codes of the 2012 North American Industry Classification System of the federal Executive Office of the President, Office of Management and Budget:
 - (i) 80% of the sales from each business under NAICS Codes:
- 262 (A) 532111 Passenger Car Rental;
 - (B) 53212 Truck, Utility Trailer, and RV (Recreational Vehicle) Rental and Leasing;
 - (C) 5615 Travel Arrangement and Reservation Services;
- 265 (D) 7211 Traveler Accommodation; and
 - (E) 7212 RV (Recreational Vehicle) Parks and Recreational Camps;
- 267 (ii) 25% of the sales from each business under NAICS Codes:
- 268 (A) 51213 Motion Picture and Video Exhibition;
- (B) 532292 Recreational Goods Rental;
- 270 (C) 711 Performing Arts, Spectator Sports, and Related Industries;
- (D) 712 Museums, Historical Sites, and Similar Institutions; and
- (E) 713 Amusement, Gambling, and Recreation Industries;
- 273 (iii) 20% of the sales from each business under NAICS Code 722 Food Services and

274	Drinking Places;
275	(iv) 18% of the sales from each business under NAICS Codes:
276	(A) 447 Gasoline Stations; and
277	(B) 81293 Parking Lots and Garages;
278	(v) 14% of the sales from each business under NAICS Code 8111 Automotive Repair
279	and Maintenance; and
280	(vi) 5% of the sales from each business under NAICS Codes:
281	(A) 445 Food and Beverage Stores;
282	(B) 446 Health and Personal Care Stores;
283	(C) 448 Clothing and Clothing Accessories Stores;
284	(D) 451 Sporting Goods, Hobby, Musical Instrument, and Book Stores;
285	(E) 452 General Merchandise Stores; and
286	(F) 453 Miscellaneous Store Retailers.
287	Section 7. Appropriation.
288	The following sums of money are appropriated for the fiscal year beginning July 1,
289	2020, and ending June 30, 2021. These are additions to amounts previously appropriated for
290	fiscal year 2021. The Legislature authorizes the State Division of Finance to transfer the
291	following amounts between the following funds or accounts as indicated. Expenditures and
292	outlays from the funds or accounts to which the money is transferred must be authorized by an
293	appropriation.
294	<u>ITEM 1</u>
295	To Department of Health Family Health and Preparedness
296	From Emergency Medical Services System Account \$4,000,000
297	Schedule of Programs:
298	Emergency Medical Services and Preparedness \$4,000,000
299	ITEM 2
300	To Emergency Medical Services System Account
301	From Tourism Marketing Performance Account \$4,000,000
302	Schedule of Programs:
303	Emergency Medical Services System Account \$4,000,000