Regular Session, 2010

HOUSE BILL NO. 1030

BY REPRESENTATIVE ST. GERMAIN

HEALTH/EMERG MED SERVICE: Provides with respect to certain public employees
who render emergency medical services

AN ACT
To amend and reenact R.S. 40:1232.1(A)(2) and (3) and 1232.3, relative to emergency
medical services; to set a maximum fee for an emergency medical technician-basic
certification and recertification for any individual who is an employee of the state of
Louisiana or another public entity, a municipal fire department, a fire protection
district, a volunteer fire department, or a municipal law enforcement agency; to
exempt certain employees of the state of Louisiana or another public entity, a
municipal fire department, a fire protection district, or a volunteer fire department
from the authority of the Louisiana Emergency Medical Services Certification
Commission to conduct disciplinary hearings, request investigations, and initiate
prosecution; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 40:1232.1(A)(2) and (3) and 1232.3 are hereby amended and
reenacted to read as follows:

§1232.1. Fee schedule; fees for certification prohibited

A. *

   (2) The bureau shall not set the fee for certification of an emergency medical
technician-basic to exceed fifteen dollars for any individual who is an employee of
the state of Louisiana or another public entity, a municipal fire department, a fire
protection district, a volunteer fire department, or a municipal law enforcement
agency, fire service, or fire protection district who does not perform emergency
medical services outside of the individual's official governmental responsibilities for
any form of compensation.

(3) The bureau shall not set the fee for recertification of an emergency
medical technician-basic to exceed ten dollars for any individual who is an employee
of the state of Louisiana or another public entity, a municipal fire department, a fire
protection district, a volunteer fire department, or a municipal law enforcement
agency, fire service, or fire protection district who does not perform emergency
medical services outside of the individual's official governmental responsibilities for
any form of compensation.

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§1232.3. Powers and duties of the commission; exceptions

A. The commission shall:

(1) Recommend to the bureau requirements and standards of practice for
individuals seeking to be certified under this Subpart.

(2) Approve requirements and standards of practice submitted by the bureau
for emergency medical personnel consistent with this Subpart.

(3) Recommend continuing education requirements and standards to the
bureau in accordance with criteria established by the National Registry of
Emergency Medical Technicians for individuals seeking to renew a certificate.

(4) Conduct disciplinary hearings for emergency medical personnel.

(5) Request that the bureau conduct investigations as necessary.

(6) Cause the prosecution of any individual who violates any provision of
this Subpart.

(7) Maintain a record of all commission proceedings.

(8) Adopt rules and regulations to implement the provisions of this Subpart
in accordance with the Administrative Procedure Act, R.S. 49:950 et seq.
B. Paragraphs (4), (5), and (6) of Subsection A of this Section shall not apply
to anyone employed by the state of Louisiana or another public entity, a municipal
fire department, a fire protection district, or a volunteer fire department who has
successfully completed an emergency medical technician-basic, emergency medical
technician-intermediate, emergency medical technician-paramedic, or first responder
training program developed and promulgated by the United States Department of
Transportation and who possesses a current national certification.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part
of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute
part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

St. Germain HB No. 1030

Abstract: Sets a maximum fee for an emergency medical technician-basic certification and
recertification for any individual who is an employee of the state of Louisiana or
another public entity, a municipal fire department, a fire protection district, a
volunteer fire department, or a municipal law enforcement agency. Exempts certain
employees of the state of Louisiana or another public entity, a municipal fire
department, a fire protection district, or a volunteer fire department from the
authority of the Louisiana Emergency Medical Services Certification Commission
to conduct disciplinary hearings, request investigations, and initiate prosecution.

Present law provides that the Dept. of Health and Hospitals, office of public health, bureau
of emergency medical services shall not set the fee for certification of an emergency medical
technician-basic to exceed $15.00 for any individual who is an employee of a municipal law
enforcement agency, fire service, or fire protection district who does not perform emergency
medical services outside of the individual's official governmental responsibilities for any
form of compensation.

Proposed law adds anyone employed by the state of Louisiana or another public entity, a
municipal fire department, a fire protection district, or a volunteer fire department to the list
of persons for whom the fee is capped at $15.00.

Present law provides that the Dept. of Health and Hospitals, office of public health, bureau
of emergency medical services shall not set the fee for recertification of an emergency
medical technician-basic to exceed $10.00 for any individual who is an employee of a
municipal law enforcement agency, fire service, or fire protection district who does not perform emergency medical services outside of the individual's official governmental responsibilities for any form of compensation.

Proposed law adds anyone employed by the state of Louisiana or another public entity, a
municipal fire department, a fire protection district, or a volunteer fire department to the list
of persons for whom the fee is capped at $10.00.

Present law provides that the La. Emergency Medical Services Certification Commission
shall:
(1) Recommend to the bureau requirements and standards of practice for individuals seeking to be certified.

(2) Approve requirements and standards of practice submitted by the bureau.

(3) Recommend continuing education requirements and standards to the bureau in accordance with criteria established by the National Registry of Emergency Medical Technicians for individuals seeking to renew a certificate.

(4) Conduct disciplinary hearings for emergency medical personnel.

(5) Request that the bureau conduct investigations as necessary.

(6) Cause the prosecution of any individual who violates any provision of present law.

(7) Maintain a record of all commission proceedings.

(8) Adopt rules and regulations to implement the provisions of present law.

Proposed law exempts certain employees of the state of Louisiana or another public entity, a municipal fire department, a fire protection district, or a volunteer fire department from the authority of the commission to conduct disciplinary hearings, request investigations, and initiate prosecution.

(Amends R.S. 40:1232.1(A)(2) and (3) and 1232.3)