

MAINE STATE LEGISLATURE

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R. of S.

L.D. 1373

DATE: 5/27/05

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UTILITIES AND ENERGY

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STATE OF MAINE HOUSE OF REPRESENTATIVES 122ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 959, L.D. 1373, Bill, "An Act To Implement Emergency Medical Dispatch Services for E-9-1-1 Calls"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 25 MRSA §2927, sub-§3, as amended by PL 2003, c. 194, §1, is further amended to read:

3. Expenditure of funds. The bureau may use the revenues in the E-9-1-1 fund to fund staff and to defray costs associated with the implementation, operation and management of E-9-1-1 and transfer funds to the Other Special Revenue Funds, Emergency Medical Services account within the Department of Public Safety to defray the costs, including necessary staffing costs, of the Emergency Medical Services' Board in implementing the requirements of Title 32, section 85-A. The bureau, to the extent it determines sufficient funds are available in the E-9-1-1 fund, shall use revenues in the E-9-1-1 fund to reimburse local exchange carriers and cellular and wireless telecommunications service providers for eligible expenses incurred by the carriers and service providers. For purposes of this subsection, the term "eligible expenses" means expenses:

A. Incurred in preparing, correcting, verifying or updating subscriber information for use in databases necessary to implement the E-9-1-1 system;

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2 B. Determined by the Public Utilities Commission to meet the
4 requirements of paragraph A and to be reasonable expenses
for the services provided; and

6 C. When incurred by a cellular or wireless
8 telecommunications service provider:

10 (1) That are approved by the bureau to be properly
incurred for the implementation of E-9-1-1 technologies
12 and procedures;

14 (2) That are not separately billed to customers; and

16 (3) For which the provider is not reimbursed from any
other source.

18 The Public Utilities Commission, in consultation with the bureau,
20 shall establish procedures for reviewing and approving expenses
pursuant to paragraph B.

22 **Sec. 2. 25 MRSA §2927, sub-§3-A is enacted to read:**

24 **3-A. Payment of emergency medical dispatch training costs.**
26 To assist public safety answering points in meeting the
28 requirements of Title 32, section 85-A, the bureau shall provide
30 free training courses for emergency medical dispatchers, as
32 defined in Title 32, section 85-A, subsection 1, paragraph D, or
34 reimburse public safety answering points for reasonable costs, as
36 determined by the bureau, incurred for training courses approved
38 by the bureau and attended by employees of the public safety
answering point upon submission by the public safety answering
point of adequate documentation of completion of the courses by
the employees. The bureau shall provide each public safety
answering point a sufficient number of approved Emergency Medical
Dispatch Priority Reference System documents in printed or
electronic format, as determined by the bureau pursuant to Title
32, section 85-A. All costs incurred by the bureau under this
subsection must be paid from the E-9-1-1 fund.

40 **Sec. 3. 32 MRSA §85-A is enacted to read:**

42 **§85-A. Emergency medical dispatch personnel**

44 **1. Definitions.** As used in this section, unless the
46 context otherwise indicates, the following terms have the
following meanings.

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- 2 A. "Bureau" means the Emergency Services Communication
3 Bureau within the Public Utilities Commission.
- 4
- 5 B. "Emergency Medical Dispatch Priority Reference System"
6 means a system approved by the bureau and the board that
7 includes:
- 8
- 9 (1) A protocol for emergency medical dispatcher
10 response to calls;
- 11
- 12 (2) A continuous quality improvement program that
13 measures compliance with the protocol through ongoing
14 random case review of each emergency medical
15 dispatcher; and
- 16
- 17 (3) A training curriculum and testing process
18 consistent with the protocol.
- 19
- 20
- 21 C. "Emergency medical dispatch services" means any of the
22 following services provided by a public safety answering
23 point in the context of an emergency call made to the
24 E-9-1-1 system:
- 25
- 26 (1) Reception, evaluation or processing of calls;
- 27
- 28 (2) Provision of dispatch life support;
- 29
- 30 (3) Management of requests for emergency medical
31 assistance; and
- 32
- 33 (4) Evaluation or improvement of the emergency medical
34 dispatch process, including identifying the nature of
35 an emergency request, prioritizing the urgency of a
36 request, dispatching necessary resources, providing
37 medical aid and safety instructions to the caller and
38 coordinating the responding resources as needed.
- 39
- 40 D. "Emergency medical dispatcher" means a person employed
41 by a public safety answering point who provides emergency
42 medical dispatch services.
- 43
- 44 E. "Provider of emergency medical dispatch services" means
45 an emergency medical dispatcher or public safety answering
46 point.

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2 F. "Public safety answering point" has the same meaning as
in Title 25, section 2921.

4 2. Mandatory qualifications. The board, in consultation
with the bureau, shall adopt rules governing qualifications for
6 and standards to be observed by providers of emergency medical
dispatch services. The rules must, at a minimum:

8
10 A. Require biennial certification of providers of emergency
medical dispatch services;

12 B. Establish minimum education and continuing education
requirements for emergency medical dispatchers, including at
14 least 12 hours of emergency medical dispatch continuing
education each year;

16
18 C. Establish a process for approving an Emergency Medical
Dispatch Priority Reference System that all emergency
medical dispatchers are required to follow;

20
22 D. Require an emergency medical dispatcher to inform the
board of the public safety answering point that employs or
supervises the emergency medical dispatcher;

24
26 E. Establish or provide for approval of emergency medical
dispatcher certification training programs, which must be
conducted in accordance with appropriate national standards;

28
30 F. Establish qualifications for instructors of emergency
medical dispatcher certification training programs;

32
34 G. Require regular reporting to the board by a public
safety answering point with respect to the use of the
Emergency Medical Dispatch Priority Reference System; and

36
38 H. Require that each public safety answering point appoint
a director of emergency medical dispatch services to review
and ensure compliance with the requirements of this section.

40 Rules adopted pursuant to this subsection are routine technical
rules as defined in Title 5, chapter 375, subchapter 2-A.

42
44 3. Prohibitions. Beginning January 1, 2007, the following
provisions apply.

46
48 A. A person may not provide emergency medical dispatch
services unless the person is certified as an emergency
medical dispatcher in accordance with this section.

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2 B. An entity may not operate as a public safety answering
4 point unless certified in accordance with this section.

6 C. A person may not offer a training course that is
8 represented as a course for emergency medical dispatcher
 certification unless the person is approved to provide such
 training in accordance with this section.

10 D. An entity may not provide emergency medical dispatch
12 services except in accordance with an Emergency Medical
 Dispatch Priority Reference System approved in accordance
 with this section.

14 4. Licensing actions. A certification pursuant to this
16 section is deemed a license for the purposes of sections 90-A and
18 91-A. Before the board or its subcommittee or staff takes any
20 final action to suspend or revoke a certification or to refuse to
22 reissue a certification, the board shall contact the bureau for
 input on the effect of such an action on the E-9-1-1 system and,
 notwithstanding section 92, may, to the extent necessary for this
 purpose, disclose to the bureau information that is designated as
 confidential under section 92.

24 5. Effect on tort claims. Nothing in this section
26 increases any liability that may arise or be limited under Title
 14, chapter 741.

28 **Sec. 4. Appropriations and allocations.** The following
30 appropriations and allocations are made.

32 **PUBLIC SAFETY, DEPARTMENT OF**

34 **Emergency Medical Services 0485**

36 Initiative: Provides funds for a staff position to assist the
38 Emergency Medical Services' Board in implementing certification
 requirements.

40	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
	POSITIONS - LEGISLATIVE COUNT	1.000	1.000
42	Personal Services	\$58,736	\$76,356
	All Other	\$17,668	\$23,550
44		<hr/>	<hr/>
46	OTHER SPECIAL REVENUE FUNDS TOTAL	\$76,404	\$99,906

48 **PUBLIC SAFETY, DEPARTMENT OF**
 DEPARTMENT TOTALS **2005-06** **2006-07**

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2	OTHER SPECIAL REVENUE FUNDS	\$76,404	\$99,906
4	DEPARTMENT TOTAL - ALL FUNDS	<u>\$76,404</u>	<u>\$99,906</u>
6	PUBLIC UTILITIES COMMISSION		
8	Emergency Services Communication Bureau 0994		
10	Initiative: Provides funds for emergency medical dispatch		
12	training costs and other required expenses.		
14	OTHER SPECIAL REVENUE FUNDS	2005-06	2006-07
16	All Other	\$67,600	\$27,500
18	OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$67,600</u>	<u>\$27,500</u>
20	PUBLIC UTILITIES COMMISSION		
22	DEPARTMENT TOTALS	2005-06	2006-07
24	OTHER SPECIAL REVENUE FUNDS	\$67,600	\$27,500
26	DEPARTMENT TOTAL - ALL FUNDS	<u>\$67,600</u>	<u>\$27,500</u>
28	SECTION TOTALS		
30	OTHER SPECIAL REVENUE FUNDS	\$144,004	\$127,406
32	SECTION TOTAL - ALL FUNDS	<u>\$144,004</u>	<u>\$127,406'</u>

34 SUMMARY

36 This amendment:

- 38 1. Moves the certification of emergency medical dispatch
- 40 services from the Public Utilities Commission, Emergency Services
- 42 Communication Bureau to the Department of Public Safety,
- 44 Emergency Medical Services' Board;
- 46 2. Limits the application of the certification requirements
- 48 to public safety answering points and their employees;
- 3. Provides funding from the E-9-1-1 fund to cover the
- costs of the Emergency Medical Services' Board in implementing
- the certification requirements;

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2 4. Provides that the Emergency Services Communication
Bureau use the E-9-1-1 fund to pay the costs of training incurred
4 by public safety answering points in meeting the certification
requirements; and

6
8 5. Removes the penalty provision for violations of the
requirements imposed by the bill. Under current law, these
violations will be grounds for licensing actions by the Emergency
10 Medical Services' Board.

12

14

FISCAL NOTE REQUIRED
(See attached)

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122nd MAINE LEGISLATURE

LD 1373

LR 1273(02)

An Act To Implement Emergency Medical Dispatch Services for E-9-1-1 Calls

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Utilities and Energy

Fiscal Note Required: Yes

Fiscal Note

	2005-06	2006-07	Projections 2007-08	Projections 2008-09
Appropriations/Allocations				
Other Special Revenue Funds	\$144,004	\$127,406	\$130,362	\$134,192
Transfers				
Other Special Revenue Funds	\$0	\$0	\$0	\$0

Fiscal Detail and Notes

This legislation includes an allocation of Other Special Revenue Funds to the Emergency Medical Services Bureau within the Department of Public Safety of \$76,404 in fiscal year 2005-06 and \$99,906 in fiscal year 2006-07. This allocation provides funds for a staff position and other costs associated with the Emergency Medical Services Board implementing the requirements of Title 32, section 85-A.

This legislation also includes an allocation of Other Special Revenue Funds to the Emergency Services Communication Bureau within the Public Utilities Commission of \$67,600 in fiscal year 2005-06 and \$27,500 in fiscal year 2006-07. This allocation provides funds for emergency medical dispatch training costs and other required expenses.

The funding source for the allocations is provided through available balances in the dedicated E-9-1-1 account administered by the Emergency Services Communication Bureau within the Public Utilities Commission.