

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FOURTH LEGISLATURE

Legislative Document

No. 867

S. P. 263

In Senate, February 19, 1969

Referred to Committee on Health and Institutional Services. Sent down for concurrence and ordered printed.

JERROLD B. SPEERS, Secretary

Presented by Seantor Stuart of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-NINE

AN ACT Relating to Licensing of Ambulance Service, Vehicles and Personnel.

Be it enacted by the People of the State of Maine, as follows :

R. S., T. 32, c. 2, additional. Title 32 of the Revised Statutes is amended by adding a new chapter 2, to read as follows :

CHAPTER 2

AMBULANCE SERVICE

§ 61. Requirement for license

No ambulance service shall operate after June 30, 1970 unless it has been duly licensed by the Department of Health and Welfare pursuant to this chapter.

§ 62. Definitions

1. **Ambulance.** "Ambulance" means any vehicle that is specially designed or constructed and equipped, and is intended to be used for and is maintained or operated for the transportation of patients. The licensing of such vehicles is in addition to the licensing by the Secretary of State.

2. **Ambulance equipment.** "Ambulance equipment" means those materials and devices which are carried in an ambulance to provide for emergency care.

3. **Ambulance personnel.** "Ambulance personnel" means individuals responsible for the operation of an ambulance and the protection of the patient in preparation for and during transportation.

4. Ambulance service. "Ambulance service" means any organization or any person or persons setting themselves forth as providing transportation for ill or injured persons.

5. Board. "Board" means the advisory board to the Department of Health and Welfare for licensure of ambulance services, vehicles or ambulances, and ambulance personnel.

§ 63. Powers and duties

1. Advisory board. There shall be an advisory board to the Department of Health and Welfare for licensure of ambulance services, vehicles and personnel, consisting of 7 members appointed by the Governor. Two members shall be physicians, one licensed to practice medicine and one licensed to practice osteopathy. One member shall be a hospital administrator. One member shall be a registered nurse, and 2 members shall be representatives of the public. One member shall be an administrator of an ambulance service with not less than 5 years of such active experience.

2. Terms. The term of office of the members shall be 3 years, provided that of the members first appointed, 2 shall be appointed for terms of one year, 2 for terms of 2 years and 3 for terms of 3 years. A member shall not be appointed for more than 2 consecutive full terms. Each member of the board shall receive \$20 per day for the time spent in the performance of his official duties and shall be reimbursed for all appropriate travel and incidental expenses in carrying out his official duties.

3. Meetings. The board shall meet at least once each year and at such other times as may be provided by resolution of the board, or at the call of its chairman or the Commissioner of the Department of Health and Welfare.

4. Chairman; rules and regulations. The board shall elect a chairman and shall adopt and amend rules and regulations for the conduct of its business.

5. Duties. The board shall advise the Commissioner of Health and Welfare on: Standards and procedures for the licensing of the operation of ambulance services, requirements for the training, experience and qualifications of ambulance personnel and procedures for the licensing of such personnel, standards and procedures for the licensing of ambulance vehicles, and standards and procedures for the issuance, revocation and suspension of licenses and for investigation of complaints filed with the Department of Health and Welfare and establishment of licensure fees.

6. Procedures. The Department of Health and Welfare shall adopt such forms, rules, regulations, procedures, and records as may be necessary to fulfill the purposes of this chapter. Licenses shall be annual licenses based on the date of issuance, except that the department may issue conditional licenses for lesser periods of time.

§ 64. Appeals

Any person who is aggrieved by the decision of the Department of Health and Welfare in refusing to issue or renew a license may file a statement of

complaint with the Administrative Hearing Commissioner designated in Title 5, chapters 301 to 307.

STATEMENT OF FACTS

Under the standards established by the National Highway Safety Act there is a requirement that states license and otherwise define the necessary quality standards to be met by emergency transportation facilities. So far as is known, the deadline for this requirement has not yet been established. However, when that deadline is established, Maine, if it is not in compliance, can have part of its Federal Highway Funds withheld. Moreover, it is now clear that, apart from any Highway Safety Act requirement, establishing licensing standards for emergency transportation is essential.

Sufficient funds are provided in the Executive Budget for the administration of this Act.