

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



119th MAINE LEGISLATURE

SECOND REGULAR SESSION-2000

Legislative Document

No. 2342

H.P. 1676

House of Representatives, January 5, 2000

**An Act to Add Emergency Medical Services to the Municipal Fire
Department Authority.**

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule
203.

Reference to the Committee on State and Local Government suggested and ordered printed.

A handwritten signature in cursive script that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative DUPLESSIE of Westbrook.
Cosponsored by Senator RAND of Cumberland and
Representatives: COLWELL of Gardiner, POWERS of Rockport, SAXL of Bangor, Senator:
TREAT of Kennebec.

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

2 **Sec. 1. 30-A MRSA §2001, sub-§16**, as amended by PL 1989, c.
4 104, Pt. C, §§8 and 10, is further amended to read:

6 **16. Resident.** "Resident" and "residence" refer to an
individual's or legal entity's place of domicile.

8 **Sec. 2. 30-A MRSA §3151, sub-§1**, as amended by PL 1989, c.
10 104, Pt. C, §§8 and 10, is further amended to read:

12 **1. Municipal fire department.** "Municipal fire department"
14 means an organized firefighting unit established under municipal
charter, ordinance or bylaw to prevent and extinguish fires.
16 "Municipal fire department" also means an organized firefighting
18 unit that provides ambulance service and emergency medical
treatment, as those terms are defined in Title 32, chapter 2-B,
and interfacility ambulance transport.

20 **Sec. 3. 30-A MRSA §3152**, as amended by PL 1989, c. 104, Pt.
22 C, §§8 and 10, is further amended to read:

24 **§3152. Fire protection and ambulance service**

26 **1. Methods of protection.** A municipality may provide fire
protection and ambulance service by:

28 A. Maintaining a municipal fire department;

30 B. Supporting a volunteer fire association; or

32 C. Contracting with other governmental units for fire
34 protection services, ambulance services or both fire
protection and ambulance services.

36 **2. Fire protection zones.** A municipality may establish
38 administrative areas of the municipality for firefighting and,
fire protection and emergency medical or ambulance services
40 purposes, to be served by one fire department or volunteer fire
association, which ~~shall be~~ are called "fire protection zones."
42 Fire protection zones must be established by the vote of the
municipal legislative body or by regulations adopted by the
44 municipal officers if the municipal legislative body so provides.

46 **Sec. 4. 30-A MRSA §3156**, as amended by PL 1989, c. 104, Pt.
A, §30 and Pt. C, §§8 and 10, is further amended to read:

48 **§3156. Aid to other municipalities**

2 Unless otherwise provided by charter or ordinance, the
municipal officers may authorize the municipal fire department to
aid ~~in extinguishing fires in~~ other municipalities by providing
4 all the municipal fire department's available resources.
Municipal and volunteer firefighters when assisting other
6 municipalities have the same privileges and immunities as when
acting in their own municipality. Any municipality may
8 compensate an aiding municipality or volunteer fire association
for damage to the aiding ~~department~~ department's or association's
10 property and to any firefighter or to the firefighter's surviving
spouse or dependents because of injury or death sustained in the
12 course of rendering aid to that municipality.

14 **Sec. 5. 30-A MRSA §5725, sub-§9,** as amended by PL 1989, c.
104, Pt. C, §§8 and 10, is further amended to read:

16 **9. Ambulance.** Provide for a public ~~ambulance~~ ambulances
18 and ~~garage~~ garages for ~~it them~~ for all appropriate purposes,
including emergency medical services and nonemergency transport,
20 or support an another ambulance service serving ~~its the~~ the residents
of the municipality;

24 SUMMARY

26 This bill clarifies that the terms "resident" and
"residence" are applicable to legal entities as well as to
28 individuals for the purpose of the provision of emergency
services.

30 The bill also specifically authorizes municipal fire
32 departments to provide ambulance service, including interfacility
ambulance transport, and emergency medical treatment. It enables
34 the provision of these services pursuant to mutual aid agreements.