

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

SECOND REGULAR SESSION-2002

Legislative Document

No. 2173

H.P. 1670

House of Representatives, March 13, 2002

**An Act to Implement the Recommendations of the Joint Standing
Committee on Criminal Justice Regarding the Review of the Department
of Public Safety under the State Government Evaluation Act.**

Reported by Representative POVICH for the Joint Standing Committee on Criminal
Justice pursuant to the Maine Revised Statutes, Title 3, section 955, subsection 4.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

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

4 **PART A**

6 **Sec. A-1. 3 MRSA §959, sub-§1, ¶F**, as amended by PL 1999, c.
127, Pt. C, §10 and PL 2001, c. 354, §3, is further amended to
8 read:

10 F. The joint standing committee of the Legislature having
jurisdiction over human resource matters shall use the
following list as a guideline for scheduling reviews:

12 (2) Office of Substance Abuse in 1997;

14 (3) Maine Advisory Committee on Mental Retardation in
16 1999;

18 ~~(5) --Maine-Emergency-Medical-Services-in-2001;~~

20 (6) Department of Human Services in 2001;

22 (7) Board of the Maine Children's Trust Incorporated
in 2003;

24 (8) Governor's Committee on Employment of People with
26 Disabilities in 2003;

28 (9) Maine Developmental Disabilities Council in 2003;
and

30 (10) Department of Behavioral and Developmental
32 Services in 2005.

34 **PART B**

36 **Sec. B-1. 25 MRSA §2801-B, sub-§1**, as amended by PL 2001, c.
38 472, §§1 and 2, is further amended to read:

40 **1. Exemption.** The training standards and requirements of
this chapter do not apply to ~~the persons~~ a person defined by this
42 chapter as a law enforcement officers officer who are is:

44 A. Employees An employee of the Department of Corrections
with a duty to perform probation functions or to perform
46 intensive supervision functions;

48 B. Agents An agent or ~~representatives~~ a representative of
the Department of Conservation, Bureau of Parks and Lands,

2 whose law enforcement powers are limited to those specified
in Title 12, section 1821;

4 C. ~~Agents~~ An agent or ~~representatives~~ a representative of
the Department of Conservation, Bureau of Forestry, whose
6 law enforcement powers are limited to those specified by
Title 12, section 8901, subsection 3;

8 E. ~~Harbor-masters~~ A harbor master;

10 F. ~~Municipal~~ A municipal shellfish conservation wardens
12 warden; or

14 G. ~~Security-officer~~ A security officer appointed by the
Commissioner of Public Safety and whose duties and powers
16 have been expanded pursuant to section 2908. This paragraph
is repealed December 31, 2002+;

18 H. The State Fire Marshal; or

20 I. The Chief of the Bureau of Liquor Enforcement within the
22 Department of Public Safety.

24 **PART C**

26 **Sec. C-1. 32 MRSA §85, sub-§6,** as amended by PL 2001, c. 45,
28 §1, is further amended to read:

30 **6. Ambulance operator course.** By January 1, 2004 2005, a
32 person whose job description includes operating an ambulance in
an emergency mode or transporting a patient must possess
34 certification of successful completion of a basic ambulance
vehicle operator course, or a course that has been approved by
36 the board as an equivalent, in order to operate an ambulance in
an emergency mode or to transport a patient. This requirement
38 applies to all paid and volunteer ambulance operators and
transporters. This requirement is in addition to vehicle
40 operator requirements of Title 29-A or other law. A person whose
job description includes operating an ambulance in an emergency
42 mode or transporting a patient who successfully completes a basic
ambulance vehicle operator course or a course that has been
44 approved by the board as an equivalent may apply to the board for
reimbursement for the cost of the course.

46 **Sec. C-2. Appropriations and allocations.** The following
48 appropriations and allocations are made.

50 **PUBLIC SAFETY, DEPARTMENT OF**

Bureau of Emergency Medical Services

2

Initiative: Appropriates funds for one Public Health Educator
4 III position and for contracted services, in-state travel and
general operations, including course material and vehicle
6 repairs, to implement the training and certification of all
ambulance operators by January 1, 2005, as required by law.

8

General Fund	2001-02	2002-03
10 Positions - Legislative Count	(0.000)	(1.000)
Personal Services	\$0	\$49,520
12 All Other	0	50,000
14 General Fund Total	\$0	\$99,520

16 **Sec. C-3. Report.** The Department of Public Safety, Bureau of
Emergency Medical Services shall report to the joint standing
18 committee of the Legislature having jurisdiction over criminal
justice matters regarding the progress of the training and
20 certification of ambulance operators by February 1, 2004.

22

FISCAL NOTE

24

2001-02 2002-03

26

APPROPRIATIONS/ALLOCATIONS

28

General Fund \$99,520

30

This bill includes a General Fund appropriation of \$99,520
in fiscal year 2002-03 for the Bureau of Emergency Medical
32 Services within the Department of Public Safety for one Public
Health Educator III position and for contracted services,
34 in-state travel and general operations including course material
and vehicle repairs to implement the training and certification
36 of all ambulance operators by January 1, 2005, as required by law.

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The Bureau of Emergency Medical Services will incur some
minor additional costs to submit a required report to the
40 Legislature. These costs can be absorbed within the bureau's
existing budgeted resources.

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SUMMARY

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This bill is the majority report of the Joint Standing
Committee on Criminal Justice and includes recommendations
48 pursuant to the committee's review of the Department of Public
Safety under the State Government Evaluation Act. The bill does
50 the following.

2 1. It removes Maine Emergency Medical Services from the
list of agencies that the joint standing committee of the
4 Legislature having jurisdiction over human resource matters
reviews for purposes of the State Government Evaluation Act,
6 since the agency is already under the jurisdiction of the joint
standing committee of the Legislature having jurisdiction over
8 criminal justice matters.

10 2. It exempts from the full-time law enforcement officer
training requirements the State Fire Marshal and the Department
12 of Public Safety's Chief of the Bureau of Liquor Enforcement.

14 3. It extends from January 1, 2004 to January 1, 2005 the
time by which all persons whose job descriptions include
16 operating an ambulance in an emergency mode or transporting a
patient must possess certification of successful completion of a
18 basic ambulance vehicle operator course, or a course that has
been approved by the board as an equivalent, in order to operate
20 an ambulance in an emergency mode or to transport a patient.

22 4. It appropriates General Fund money to the Department of
Public Safety, Bureau of Emergency Medical Services for one
24 public health educator and for contracted services, in-state
travel and general operations, including course material and
26 vehicle repairs, to implement the statutorily required training
and certification of all ambulance operators by January 1, 2005.
28

30 5. It directs the Department of Public Safety, Bureau of
Emergency Medical Services to report to the joint standing
32 committee of the Legislature having jurisdiction over criminal
justice matters regarding the progress of the training and
certification of ambulance operators by February 1, 2004.
34

6. It includes a fiscal note.