

Substitute for SENATE BILL No. 351

By Committee on Ways and Means

3-25

9 AN ACT concerning emergency medical services providers; relating to
10 financial assistance for training and certain educational expenses;
11 amending K.S.A. 65-6111 and K.S.A. 2003 Supp. 75-1508 and repeal-
12 ing the existing sections.

13

14 *Be it enacted by the Legislature of the State of Kansas:*

15 New Section 1. This act shall be known and may be cited as the
16 emergency medical services training and educational assistance act.

17 New Sec. 2. As used in this act:

18 (a) Words and phrases have the meanings provided by K.S.A. 65-
19 6112, and amendments thereto.

20 (b) “Medically-related field of study” includes, but is not limited to,
21 medicine, pre-medicine, nursing, pre-nursing, respiratory therapy, phys-
22 ical therapy, sports medicine, radiologic technology and any other field
23 of study approved pursuant to rules and regulations adopted by the board.

24 (c) “Postsecondary educational institution” has the meaning provided
25 by K.S.A. 74-3201b, and amendments thereto.

26 (d) “Underserved area” means a geographic area of the state in which
27 there is a shortage of attendants as determined and specified by the board.

28 (e) “Eligible ambulance service” means an ambulance service which
29 provides emergency medical services in an underserved area of the state.

30 (f) “Eligible attendant” means a person who is a resident of the state
31 and who is a volunteer member of an eligible ambulance service or who
32 intends to become a volunteer member of an eligible ambulance service
33 upon completion of training required for certification or renewal of cer-
34 tification under K.S.A. 65-6101 et seq., and amendments thereto.

35 (g) “Volunteer member” means a person who performs emergency
36 medical services for an ambulance service, but does not receive compen-
37 sation, either directly or indirectly, for those services.

38 (h) “Compensation” does not mean:

39 (1) Actual and necessary expenses incurred by a volunteer member and
40 that are reimbursed or otherwise paid; or

41 (2) nominal amounts paid to members, if the amount does not exceed
42 the limit prescribed by rules and regulations of the board.

43 (i) “Training” means: (1) Initial courses of study and continuing ed-

1 ucation for attendants, instructor-coordinators or training officers; and
2 (2) courses in a medically-related field of study at a postsecondary ed-
3 ucational institution.

4 New Sec. 3. (a) The board shall administer this act, shall be respon-
5 sible for the allocation and distribution of grants to eligible ambulance
6 services in accordance with appropriations therefor and, in addition, shall:

- 7 (1) Review and evaluate applications for grants;
- 8 (2) establish standards and criteria for assigning priorities, on the ba-
9 sis of a needs assessment, among eligible ambulance services for the al-
10 location and distribution of grants;
- 11 (3) establish a mechanism to ensure distribution of grants;
- 12 (4) develop and effectuate a system of accountability for all grants;
- 13 and

14 (5) establish a procedure to ensure initial and on-going eligibility of
15 all ambulance services and attendants who apply for and receive grants.

16 (b) Grants shall be awarded only to ambulance services in underser-
17 ved areas of the state. When awarding such grants:

18 (1) First priority shall be given to ambulance services submitting ap-
19 plications seeking grants to pay the cost of the initial courses of training
20 for attendants, instructor-coordinators and training officers; and

21 (2) second priority shall be given to ambulance services submitting
22 applications seeking grants to pay the cost of continuing education for
23 attendants, instructor-coordinators and training officers.

24 (c) If the amount of money appropriated in any year for grants is
25 insufficient to pay the full amount of grants approved by the board, then
26 the amount appropriated shall be allocated on the basis of priorities es-
27 tablished by this section and by the board.

28 New Sec. 4. An ambulance service may establish a program under
29 which the ambulance service pays the costs of training for the volunteer
30 members of such service. In order to pay the costs, or any part of the
31 costs, of a program established pursuant to this section, an ambulance
32 service may submit an application to the board for a grant under the
33 emergency medical services training and educational assistance act. The
34 application shall be submitted in a form and manner prescribed by the
35 board, shall contain such information as required by the board. Applica-
36 tions shall be submitted at a time determined and specified by the board.

37 New Sec. 5. (a) In order to qualify for financial assistance for training
38 relating to initial certification or continuing education as an attendant,
39 instructor-coordinator or training officer a person must agree in writing
40 to continue service as a volunteer attendant for at least one year following
41 completion of training.

42 (b) In order to qualify for financial assistance for training in a medi-
43 cally-related field of study, an eligible attendant must agree in writing to

1 continue service as a volunteer attendant, plus six months of service for
2 each semester, or part thereof, of assistance received. In order to remain
3 eligible for participation in the program, an eligible attendant must re-
4 main in good standing at the postsecondary educational institution where
5 enrolled, make satisfactory progress toward completion of the require-
6 ments of the educational program in which enrolled, and maintain cer-
7 tification as an attendant pursuant to K.S.A. 65-6101, et seq., and amend-
8 ments thereto.

9 (c) Upon failure of any person, who received payments under this
10 act, to satisfy the agreement to continue service as a volunteer attendant,
11 such person shall pay to the board an amount equal to the total amount
12 received. All amounts paid to the state under this subsection shall be
13 deposited in the state treasury and credited to the emergency medical
14 services training and educational assistance repayment fund created by
15 section 6, and amendments thereto.

16 New Sec. 6. There is hereby created in the state treasury the emer-
17 gency medical services training and educational assistance repayment
18 fund. The board shall remit all moneys received under section 5, and
19 amendments thereto, to the state treasurer at least monthly. Upon receipt
20 of each such remittance, the state treasurer shall deposit the entire
21 amount thereof in the state treasury, and such amount shall be credited
22 to the emergency medical services training and educational assistance
23 repayment fund. All expenditures from the emergency medical services
24 training and educational assistance repayment fund shall be for payments
25 of assistance under the emergency medical services training and educa-
26 tional assistance act, and shall be made in accordance with appropriation
27 acts upon warrants of the director of accounts and reports issued pursuant
28 to vouchers approved by the administrator or a person designated by the
29 administrator.

30 New Sec. 7. The board may suspend or revoke the certificate of any
31 person who fails or refuses to comply with or fulfill the provisions of any
32 agreement entered into pursuant to this act.

33 Sec. 8. K.S.A. 65-6111 is hereby amended to read as follows: 65-
34 6111. The emergency medical services board shall:

35 (a) Adopt any rules and regulations necessary to carry out the pro-
36 visions of ~~this act~~ *K.S.A. 65-6101 through 65-6152 and sections 1 through*
37 *7, and amendments thereto;*

38 (b) review and approve the allocation and expenditure of moneys ap-
39 propriated for emergency medical services;

40 (c) conduct hearings for all regulatory matters concerning ambulance
41 services, attendants, instructor-coordinators, training officers and provid-
42 ers of training;

43 (d) submit a budget to the legislature for the operation of the board;

- 1 (e) develop a state plan for the delivery of emergency medical
2 services;
- 3 (f) enter into contracts as may be necessary to carry out the duties
4 and functions of the board under this act;
- 5 (g) review and approve all requests for state and federal funding in-
6 volving emergency medical services projects in the state or delegate such
7 duties to the administrator;
- 8 (h) approve all training programs for attendants, instructor-coordi-
9 nators and training officers and prescribe application fees by rules and
10 regulations;
- 11 (i) approve methods of examination for certification of attendants,
12 training officers and instructor-coordinators and prescribe examination
13 fees by rules and regulations;
- 14 (j) appoint a medical consultant for the board. Such person shall be
15 a person licensed to practice medicine and surgery and shall be active in
16 the field of emergency medical services; and
- 17 (k) approve providers of training by prescribing standards and
18 requirements by rules and regulations and withdraw or modify such ap-
19 proval in accordance with the Kansas administrative procedures act and
20 the rules and regulations of the board.
- 21 Sec. 9. K.S.A. 2003 Supp. 75-1508 is hereby amended to read as
22 follows: 75-1508. (a) For the purpose of maintaining the department of
23 the state fire marshal and the payment of the expenses incident thereto,
24 each fire insurance company doing business in this state shall pay to the
25 commissioner of insurance, on or before March 15 each year, ~~beginning~~
26 ~~with the year 1984, and each year thereafter,~~ in addition to the taxes, fees
27 and charges now required by law to be paid by it, such levy as may be
28 made by the state fire marshal. The levy shall not be more than ~~1.0% for~~
29 ~~calendar years 2002 and 2003, and 1.25% for calendar year 2004 and~~
30 ~~ensuing years,~~ of a sum equal to the gross cash receipts as premiums of
31 such company on all fire business transacted by it in the state of Kansas
32 during the calendar year next preceding, as shown by its annual statement
33 under oath to the state insurance department.
- 34 (b) For the purposes of maintaining the emergency medical services
35 board and the payment of the expenses incident thereto *and to pay for*
36 *grants awarded pursuant to emergency medical services training and ed-*
37 *ucational assistance act, and amendments thereto,* each fire insurance
38 company doing business in this state shall pay to the commissioner of
39 insurance, on or before March 15 each year, ~~beginning with calendar~~
40 ~~year 2002 and ending with calendar year 2003,~~ in addition to the taxes,
41 fees and charges now required by law to be paid by it, such levy as may
42 be made by the emergency medical services board. *The total amount of*
43 *the levy for all purposes authorized by this subsection shall not be more*

1 than .25% of a sum equal to the gross cash receipts as premiums of such
2 company on all fire business transacted by it in the state of Kansas during
3 the calendar year next preceding, as shown by its annual statement under
4 oath to the state insurance department. ~~The provisions of this subsection~~
5 ~~(b) shall expire on July 1, 2004.~~

6 Sec. 10. K.S.A. 65-6111 and K.S.A. 2003 Supp. 75-1508 are hereby
7 repealed.

8 Sec. 11. This act shall take effect and be in force from and after its
9 publication in the statute book.