

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

An Act To Amend the Maine Emergency Medical Services Act of 1982

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

Sec. 1. 32 MRSA §83, sub-§6, as amended by PL 2011, c. 271, §3, is further amended to read:

6. Basic emergency medical services person. "Basic emergency medical services person" means a person licensed to perform basic emergency medical treatment. Licensed ~~first~~emergency medical responders and basic emergency medical technicians are basic emergency medical services persons.

Sec. 2. 32 MRSA §83, sub-§13-A, as enacted by PL 1999, c. 182, §6, is amended to read:

13-A. Emergency medical responder. "~~First~~Emergency medical responder" means an emergency medical services person who has successfully completed the Maine Emergency Medical Services course for ~~first~~emergency medical responders and has met the other requirements for licensure at this level.

Sec. 3. 32 MRSA §83, sub-§16-B, as amended by PL 2011, c. 271, §5, is further amended to read:

16-B. Medical Direction and Practices Board. "Medical Direction and Practices Board" means the board consisting of each regional medical director, ~~a representative of an emergency physician representing~~ the Maine Chapter of the American College of Emergency Medicine Physicians, ~~an at-large member, a licensed pharmacist, the statewide assistant emergency medical services medical director and~~ the statewide emergency medical services medical director. The Medical Direction and Practices Board is responsible for creation, adoption and maintenance of Maine Emergency Medical Services protocols.

Sec. 4. 32 MRSA §86, sub-§1, as amended by PL 1995, c. 161, §7, is further amended to read:

1. Ambulance services and nontransporting emergency medical services to be licensed.

Every ambulance service and nontransporting emergency medical service must be licensed, operate in accordance with the rules adopted and protocols developed for services under this chapter and carry the equipment called for in those rules.

Sec. 5. 32 MRSA §87, as amended by PL 1991, c. 588, §15, is further amended to read:

§ 87. Ambulances

Each ambulance must be licensed pursuant to this chapter. It must also meet the design criteria and ~~shall~~must be equipped as specified in rules adopted under this chapter.

Sec. 6. 32 MRSA §90-A, sub-§4, ¶D, as amended by PL 2001, c. 229, §7, is repealed.

Sec. 7. 32 MRSA §90-C is enacted to read:

§ 90-C. Duty of all licensees and applicants for licensure to report certain information

1. Report in writing. A licensee or an applicant for licensure under this chapter shall notify the board in writing within 10 days of a:

A. Change of name or address;

B. Criminal conviction;

C. Revocation, suspension or other disciplinary action taken in this or any other jurisdiction against any occupational or professional license held by the applicant or licensee; or

D. Material change in the conditions or qualifications set forth in the original application for licensure submitted to the board.

Sec. 8. 32 MRSA §92-B, first ¶, as enacted by PL 2007, c. 274, §28, is amended to read:

Notwithstanding any other provision of law, information that relates to an applicant for licensure or to a person licensed or certified by the board who is alleged to have engaged in any unlawful activity or professional misconduct or in conduct in violation of laws or rules relating to the board must be disclosed to the board and may be used by the board only in accordance with this chapter.

Sec. 9. 32 MRSA §92-B, sub-§1, as enacted by PL 2007, c. 274, §28, is amended to read:

1. Purpose for which disclosure is made. Any confidential information provided to the board may be used only for investigative and other actions within the scope of the authority of the board and for determining whether the applicant for licensure or the person licensed or certified by the board has engaged in unlawful activity, professional misconduct or an activity in violation of the laws or rules relating to the board.

Sec. 10. 32 MRSA §93-B, as enacted by PL 2003, c. 451, Pt. TT, §1, is repealed.

SUMMARY

This bill amends the Maine Emergency Medical Services Act of 1982.

Specifically, the bill:

1. Changes the term "first responder" to "emergency medical responder" to align the law with the Emergency Medical Services rules and the national scope of practice levels;

2. Modifies the composition of the Medical Direction and Practices Board to include an at-large member, a pharmacist and the statewide assistant emergency medical services medical director and to specify that the representative of the Maine Chapter of the American College of Emergency Medicine Physicians must be an emergency physician;

3. Removes a requirement that the Emergency Medical Services' Board or its staff must request the Attorney General to file a complaint in District Court to commence either full or emergency proceedings to suspend a license for more than a year or to revoke a license when the board or its staff concludes to so suspend or revoke the license is in order;

4. Requires applicants and licensees to notify the Emergency Medical Services' Board regarding name and address changes, criminal convictions, actions taken by another regulatory agency against any of their occupational and professional licenses and material changes to their conditions and qualifications set forth in their original applications for licensure; and

5. Repeals the law establishing the Epinephrine Training Fund.