

SENATE BILL 1063

P5, J1

~~EMERGENCY BILL~~

9lr3459

By: ~~Senator Pugh~~ **Senators Pugh, Glassman, and Middleton**

Constitutional Requirements Complied with for Introduction in the last 35 Days of Session

Introduced and read first time: March 18, 2009

Assigned to: Rules

Re-referred to: Finance, March 23, 2009

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: April 5, 2009

CHAPTER _____

1 AN ACT concerning

2 **Joint ~~Emergency Medical Services~~ Oversight Committee on Emergency**
3 **Medical Services**

4 FOR the purpose of establishing the Joint ~~Emergency Medical Services~~ Oversight
5 Committee on Emergency Medical Services; providing for the ~~composition~~
6 membership, terms, and staffing of the Committee; providing for the
7 appointment of alternating chairs of the Committee; specifying the duties of the
8 Committee; requiring the Committee to ~~submit a certain~~ report to the General
9 Assembly on or before a certain date each year; ~~making this Act an emergency~~
10 ~~measure~~; providing for the termination of this Act; and generally relating to the
11 Joint ~~Emergency Medical Services~~ Oversight Committee on Emergency Medical
12 Services.

13 BY adding to

14 Article – State Government

15 Section 2–10A–13

16 Annotated Code of Maryland

17 (2004 Replacement Volume and 2008 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – State Government**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike-out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 **2-10A-13.**

2 (A) ~~IN THIS SECTION, "COMMITTEE" MEANS THE JOINT EMERGENCY~~
3 ~~MEDICAL SERVICES OVERSIGHT COMMITTEE.~~

4 ~~(B) THERE IS A JOINT EMERGENCY MEDICAL SERVICES OVERSIGHT~~
5 ~~COMMITTEE ON EMERGENCY MEDICAL SERVICES.~~

6 ~~(C)~~ (B) (1) THE COMMITTEE CONSISTS OF EIGHT MEMBERS.

7 (2) OF THE EIGHT MEMBERS:

8 (I) ~~FOUR SHALL BE MEMBERS OF THE SENATE, APPOINTED~~
9 ~~BY THE PRESIDENT OF THE SENATE; AND THREE SHALL BE MEMBERS OF THE~~
10 ~~SENATE FINANCE COMMITTEE, APPOINTED BY THE PRESIDENT OF THE~~
11 ~~SENATE;~~

12 (II) ~~FOUR SHALL BE MEMBERS OF THE HOUSE OF~~
13 ~~DELEGATES, APPOINTED BY THE SPEAKER OF THE HOUSE ONE SHALL BE A~~
14 ~~MEMBER OF THE SENATE BUDGET AND TAXATION COMMITTEE, APPOINTED BY~~
15 ~~THE PRESIDENT OF THE SENATE;~~

16 (III) THREE SHALL BE MEMBERS OF THE HOUSE HEALTH
17 AND GOVERNMENT OPERATIONS COMMITTEE, APPOINTED BY THE SPEAKER OF
18 THE HOUSE; AND

19 (IV) ONE SHALL BE A MEMBER OF THE HOUSE
20 APPROPRIATIONS COMMITTEE, APPOINTED BY THE SPEAKER OF THE HOUSE.

21 ~~(D) THE MEMBERS OF THE COMMITTEE SHALL SERVE AT THE~~
22 ~~PLEASURE OF THE PRESIDING OFFICER WHO APPOINTED THEM.~~

23 ~~(E)~~ (C) (1) FROM AMONG THE MEMBERSHIP OF THE COMMITTEE,
24 THE PRESIDENT OF THE SENATE SHALL APPOINT A SENATOR TO SERVE AS THE
25 SENATE CHAIR OF THE COMMITTEE, AND THE SPEAKER OF THE HOUSE SHALL
26 APPOINT A DELEGATE TO SERVE AS THE HOUSE CHAIR OF THE COMMITTEE.

27 (2) THE SENATE CHAIR AND THE HOUSE CHAIR SHALL
28 ALTERNATE ANNUALLY AS PRESIDING CHAIRS AND COCHAIRS OF THE
29 COMMITTEE.

30 ~~(F)~~ (D) THE DEPARTMENT OF LEGISLATIVE SERVICES SHALL
31 PROVIDE STAFF ASSISTANCE ~~TO~~ FOR THE COMMITTEE.

1 ~~(G) THE COMMITTEE SHALL:~~

2 ~~(1) MONITOR HELICOPTER PROCUREMENT;~~

3 ~~(2) REVIEW ANNUAL PROTOCOL CHANGES FOR EMERGENCY~~
4 ~~MEDICAL SERVICES FIELD PROVIDERS AND ENSURE THAT TRAINING AND~~
5 ~~EXAMINATION REQUIREMENTS ARE ADEQUATE;~~

6 ~~(3) REVIEW EFFORTS BY THE MARYLAND INSTITUTE FOR~~
7 ~~EMERGENCY MEDICAL SERVICES TO ADDRESS THE RECOMMENDATIONS OF~~
8 ~~THE EXPERT PANEL ON HELICOPTER UTILIZATION AND PROTOCOLS ASSEMBLED~~
9 ~~BY THE INSTITUTE; AND~~

10 ~~(4) MONITOR SAFETY IMPROVEMENTS TO EMERGENCY MEDICAL~~
11 ~~SERVICES PROVIDED IN THE STATE INCLUDING:~~

12 ~~(I) 14 C.F.R. PART 135 COMPLIANCE;~~

13 ~~(II) COMMISSION ON ACCREDITATION OF MEDICAL~~
14 ~~TRANSPORT SERVICES CERTIFICATION;~~

15 ~~(III) EQUIPMENT UPGRADES;~~

16 ~~(IV) THE ADDITION OF COPILOTS TO THE HELICOPTER~~
17 ~~FLIGHT CREW; AND~~

18 ~~(V) COMPLIANCE WITH NATIONAL TRANSPORTATION~~
19 ~~SAFETY BOARD RECOMMENDATIONS REGARDING HELICOPTER EMERGENCY~~
20 ~~MEDICAL SERVICES.~~

21 ~~(H) ON OR BEFORE DECEMBER 1 OF EACH YEAR, THE COMMITTEE~~
22 ~~SHALL SUBMIT AN ANNUAL REPORT TO THE GENERAL ASSEMBLY, IN~~
23 ~~ACCORDANCE WITH § 2-1246 OF THIS TITLE, ON THE FINDINGS OF THE~~
24 ~~COMMITTEE.~~

25 (E) THE COMMITTEE SHALL PROVIDE LEGISLATIVE OVERSIGHT OF
26 EMERGENCY MEDICAL SERVICES IN THE STATE.

27 (F) TO CARRY OUT ITS OVERSIGHT MISSION, THE COMMITTEE SHALL:

28 (1) MONITOR PROCUREMENT OF MARYLAND STATE POLICE
29 MEDEVAC HELICOPTERS;

30 (2) (I) REVIEW PROTOCOL CHANGES FOR EMERGENCY
31 MEDICAL SERVICES FIELD PROVIDERS; AND

1 (II) ENSURE THAT TRAINING AND EXAMINATION
2 REQUIREMENTS RELATED TO THE PROTOCOL CHANGES ARE ADEQUATE;

3 (3) REVIEW EFFORTS BY THE MARYLAND INSTITUTE FOR
4 EMERGENCY MEDICAL SERVICES SYSTEMS TO ADDRESS RECOMMENDATIONS
5 OF THE EXPERT PANEL ON HELICOPTER UTILIZATION AND PROTOCOLS
6 ASSEMBLED BY THE INSTITUTE IN NOVEMBER 2008;

7 (4) MONITOR ONGOING SAFETY IMPROVEMENTS FOR THE
8 MARYLAND STATE POLICE MEDEVAC HELICOPTERS, INCLUDING:

9 (I) COMPLIANCE WITH 14 C.F.R. PART 135 (FEDERAL
10 AVIATION ADMINISTRATION);

11 (II) ACCREDITATION BY THE COMMISSION FOR THE
12 ACCREDITATION OF MEDICAL TRANSPORT SYSTEMS;

13 (III) EQUIPMENT UPGRADES;

14 (IV) THE PHASE IN OF ADDITIONAL CO-PILOTS TO THE
15 MEDEVAC HELICOPTER FLIGHT CREW; AND

16 (V) IMPROVEMENTS RECOMMENDED BY THE NATIONAL
17 TRANSPORTATION SAFETY BOARD, INCLUDING FLIGHT RISK EVALUATION AND
18 FLIGHT FOLLOWING PROCEDURES; AND

19 (5) REVIEW THE FOLLOWING UPDATES, STUDIES, AND REPORTS
20 REQUESTED IN THE MARCH 2009 REPORT OF THE HOUSE EMERGENCY
21 MEDICAL SERVICES WORKGROUP:

22 (I) AN UPDATE FROM THE MARYLAND INSTITUTE OF
23 EMERGENCY MEDICAL SERVICES SYSTEMS AND THE MARYLAND STATE
24 POLICE OF THE STUDY REPORTED IN FEBRUARY 2009 OF THE APPROPRIATE
25 NUMBER AND DISTRIBUTION OF MEDEVAC HELICOPTERS AND BASES;

26 (II) A STUDY FROM THE MARYLAND STATE POLICE OF
27 SERVICE DELIVERY OPTIONS FOR MEDEVAC HELICOPTER MAINTENANCE;

28 (III) A STUDY AND RECOMMENDATIONS FROM THE
29 MARYLAND HEALTH CARE COMMISSION, IN COOPERATION WITH THE
30 MARYLAND INSTITUTE FOR EMERGENCY MEDICAL SERVICES SYSTEMS,
31 REGARDING THE CONFIGURATION OF THE STATE'S NETWORK OF TRAUMA AND
32 SPECIALTY REFERRAL CENTERS;

1 (IV) A REPORT FROM THE MARYLAND INSTITUTE ON
 2 EMERGENCY MEDICAL SERVICES SYSTEMS ON AMBULANCE INFORMATION
 3 SYSTEM FEATURES THAT PROMOTE ANALYSIS OF SYSTEM PERFORMANCE; AND

4 (V) THE ANNUAL REPORT REQUIRED UNDER § 13-509(B)(4)
 5 OF THE EDUCATION ARTICLE FROM THE EMERGENCY MEDICAL SERVICES
 6 BOARD.

7 (G) IN COOPERATION WITH THE MARYLAND INSTITUTE OF EMERGENCY
 8 MEDICAL SERVICES SYSTEMS, THE EMERGENCY MEDICAL SERVICES BOARD,
 9 THE STATE EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL, AND THE
 10 MARYLAND STATE POLICE, THE COMMITTEE SHALL:

11 (1) EXAMINE THE LONG-TERM VIABILITY OF THE MARYLAND
 12 EMERGENCY MEDICAL SERVICES OPERATING FUND; AND

13 (2) DEVELOP A LONG-TERM FINANCING PLAN FOR EMERGENCY
 14 MEDICAL SERVICES.

15 (H) THE COMMITTEE SHALL REPORT ITS FINDINGS AND
 16 RECOMMENDATIONS, IN ACCORDANCE WITH § 2-1246 OF THE STATE
 17 GOVERNMENT ARTICLE, TO THE GENERAL ASSEMBLY ON OR BEFORE
 18 DECEMBER 1 OF EACH YEAR.

19 SECTION 2. AND BE IT FURTHER ENACTED, That this Act ~~is an emergency~~
 20 ~~measure, is necessary for the immediate preservation of the public health or safety,~~
 21 ~~has been passed by a ye and nay vote supported by three fifths of all the members~~
 22 ~~elected to each of the two Houses of the General Assembly, and shall take effect from~~
 23 ~~the date it is enacted shall take effect October 1, 2009. It shall remain effective for a~~
 24 ~~period of 4 years from the date it is enacted and, at the end of the 4 year period and,~~
 25 ~~at the end of September 30, 2013, with no further action required by the General~~
 26 ~~Assembly, this Act shall be abrogated and of no further force and effect.~~

Approved:

 Governor.

 President of the Senate.

 Speaker of the House of Delegates.