



Jeff Youtz
Director

Legislative Services Office Idaho State Legislature

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MEMORANDUM

TO: Rules Review Subcommittee of the Senate Health & Welfare Committee and the House Health & Welfare Committee
FROM: Senior Legislative Research Analyst - Ryan Bush
DATE: August 22, 2013
SUBJECT: Department of Health and Welfare - Emergency Medical Services (EMS)

IDAPA 16.01.01 - Rules Pertaining To Emergency Medical Services (EMS) - Advisory Committee (EMSAC) (Docket No. 16-0101-1301)

IDAPA 16.01.02 - Rules Pertaining To Emergency Medical Services (EMS) - Rule Definitions (Docket No. 16-0102-1301) (New Chapter)

IDAPA 16.01.03 - Rules Pertaining To Emergency Medical Services (EMS) - Agency Licensing Requirements (Docket No. 16-0103-1301) (New Chapter)

IDAPA 16.01.07 - Rules Pertaining To Emergency Medical Services (EMS) - Personnel Licensing Requirements (Docket No. 16-0107-1301)

IDAPA 16.01.12 - Rules Pertaining To Emergency Medical Services (EMS) - Complaints, Investigations & Disciplinary Actions (Docket No. 16-0112-1301)

IDAPA 16.02.03 - Rules Pertaining To Emergency Medical Services (Docket No. 16-0203-1301)

(1) 16.01.01 - Rules Pertaining To Emergency Medical Services (EMS) - Advisory Committee (EMSAC) (Docket No. 16-0101-1301)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.01.01 - Rules Pertaining To Emergency Medical Services (EMS) - Advisory Committee (EMSAC). The Department states that changes are needed to align these rules with the new "EMS - Rule Definitions" being implemented under Docket No. 16-0102-1301. The Department further states that updated definitions are necessary to meet changing terminology and technology. Specifically, this rulemaking updates references to the chapter on definitions and renames the EMS Bureau as the Bureau of Emergency Medical Services and Preparedness.

The Department states that negotiated rulemaking was conducted and the Notice of Intent to Promulgate Rules was published in Vol. 13-4, April 3, 2013, and Vol. 13-5, May 1, 2013, of the Idaho Administrative Bulletins. Public hearings are scheduled for August 22 in Coeur d'Alene, August 26 in Boise and August 28 in Pocatello. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections 56-202(b) and 56-1023, Idaho Code.

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(2) IDAPA 16.01.02 - Rules Pertaining To Emergency Medical Services (EMS) - Rule Definitions (Docket No. 16-0102-1301) (New Chapter)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.01.02 - Rules Pertaining To Emergency Medical Services (EMS) - Rule Definitions (New Chapter). The Department states that this new chapter provides a new set of definitions for the EMS chapters of rules as well as authority, scope and references to the EMS chapters. This chapter also provides office hours and contact information and confidentiality of records and Public Records Act compliance.

The Department states that negotiated rulemaking was conducted and the Notice of Intent to Promulgate Rules was published in Vol. 13-4, April 3, 2013, and Vol. 13-5, May 1, 2013, of the Idaho Administrative Bulletins. Public hearings are scheduled for August 22 in Coeur d'Alene, August 26 in Boise and August 28 in Pocatello. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections 56-202(b) and 56-1023, Idaho Code.

(3) IDAPA 16.01.03 - Rules Pertaining To Emergency Medical Services (EMS) - Agency Licensing Requirements (Docket No. 16-0103-1301) (New Chapter)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.01.03 - Rules Pertaining To Emergency Medical Services (EMS) - Agency Licensing Requirements (New Chapter). The Department states that this new chapter of rules ensures that EMS agencies meet minimum licensing, staffing and equipment requirements. The Department further states that this chapter reflects current technology and deployment models being used by EMS agencies in Idaho and will ensure compliance with rules that protect public health and safety. Specifically, this new chapter provides for the following:

- (1) Types of agency licensing models and requirements and air medical utilization requirements;
- (2) Personnel and equipment requirements for agency licensure;
- (3) Application requirements and processes for agency licensure and renewals;
- (4) Waivers for agency licensure;
- (5) EMS agency agreements, plans, policies and inspections;
- (6) Record retention and management of system data and submission requirements for agency licensure;
- (7) References to licensure requirements in other chapters.

The Department states that negotiated rulemaking was conducted and the Notice of Intent to Promulgate Rules was published in Vol. 13-4, April 3, 2013, and Vol. 13-5, May 1, 2013, of the Idaho Administrative Bulletins. Public hearings are scheduled for August 22 in Coeur d'Alene, August 26 in Boise and August 28 in Pocatello. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections 56-202(b) and 56-1023, Idaho Code.

(4) IDAPA 16.01.07 - Rules Pertaining To Emergency Medical Services (EMS) - Personnel Licensing Requirements (Docket No. 16-0107-1301)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.01.07 - Rules Pertaining To Emergency Medical Services (EMS) - Personnel Licensing Requirements. The Department states

that this rulemaking aligns this chapter with the new chapters of rules. Specifically, this rulemaking changes references to the EMS Bureau to the Bureau of Emergency Medical Services and Preparedness; and removes definitions and adds a reference to the new chapter on definitions. IDAPA 16.01.02.

The Department states that negotiated rulemaking was conducted and the Notice of Intent to Promulgate Rules was published in Vol. 13-4, April 3, 2013, and Vol. 13-5, May 1, 2013, of the Idaho Administrative Bulletins. Public hearings are scheduled for August 22 in Coeur d'Alene, August 26 in Boise and August 28 in Pocatello. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections 56-202(b) and 56-1023, Idaho Code.

(5) IDAPA 16.01.12 - Rules Pertaining To Emergency Medical Services (EMS) - Complaints, Investigations & Disciplinary Actions (Docket No. 16-0112-1301)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.01.12 - Rules Pertaining To Emergency Medical Services (EMS) - Complaints, Investigations & Disciplinary Actions. The Department states that this rulemaking aligns this chapter with the new chapters of rules. Specifically, this rule-making changes references to the EMS Bureau to the Bureau of Emergency Medical Services and Preparedness; revises references to other rule chapters; and removes definitions and adds a reference to the new chapter on definitions. IDAPA 16.01.02.

The Department states that negotiated rulemaking was conducted and the Notice of Intent to Promulgate Rules was published in Vol. 13-4, April 3, 2013, and Vol. 13-5, May 1, 2013, of the Idaho Administrative Bulletins. Public hearings are scheduled for August 22 in Coeur d'Alene, August 26 in Boise and August 28 in Pocatello. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections 56-202(b) and 56-1023, Idaho Code.

(6) IDAPA 16.02.03 - Rules Pertaining To Emergency Medical Services (Docket No. 16-0203-1301)

The Department of Health and Welfare submits notice of proposed rulemaking at IDAPA 16.02.03 - Rules Pertaining To Emergency Medical Services. The Department states that this rulemaking is to bring this chapter into compliance with the new chapters for definitions (16.01.02) and agency licensure (16.01.03). Specifically, this rulemaking removes agency licensure requirements and air medical utilization requirements, removes definitions and updates references for the new chapters.

The Department states that negotiated rulemaking was conducted and the Notice of Intent to Promulgate Rules was published in Vol. 13-4, April 3, 2013, and Vol. 13-5, May 1, 2013, of the Idaho Administrative Bulletins. Public hearings are scheduled for August 22 in Coeur d'Alene, August 26 in Boise and August 28 in Pocatello. There is no fiscal impact associated with this rulemaking.

The proposed rule appears to be within the statutory authority granted to the Department in Sections and 56-1023, Idaho Code.

cc: Department of Health and Welfare - Emergency Medical Services (EMS)
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