

**SUBSTITUTE FOR  
SENATE BILL NO. 460**

A bill to amend 1978 PA 368, entitled  
"Public health code,"  
by amending sections 20904 and 20910 (MCL 333.20904 and 333.20910),  
section 20904 as amended by 2000 PA 375 and section 20910 as  
amended by 2006 PA 582.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

- 1           Sec. 20904. (1) "Education program sponsor" means a person,  
2 other than an individual, that meets the standards of the  
3 department to conduct training at the following levels:  
4           (a) Medical first responder.  
5           (b) Emergency medical technician.  
6           (c) Emergency medical technician specialist.  
7           (d) Paramedic.

1 (e) Emergency medical services instructor-coordinator.

2 (2) "Emergency" means a condition or situation in which an  
3 individual declares a need for immediate medical attention for any  
4 individual, or where that need is declared by emergency medical  
5 services personnel or a public safety official.

6 **(3) "Emergency medical services coordination committee" means**  
7 **the state emergency medical services coordination committee created**  
8 **in section 20915.**

9 (4) ~~(3)~~—"Emergency medical services instructor-coordinator"  
10 means an individual licensed under this part to conduct and  
11 instruct emergency medical services education programs.

12 (5) ~~(4)~~—"Emergency medical services" means the emergency  
13 medical services personnel, ambulances, nontransport prehospital  
14 life support vehicles, aircraft transport vehicles, medical first  
15 response vehicles, and equipment required for transport or  
16 treatment of an individual requiring medical first response life  
17 support, basic life support, limited advanced life support, or  
18 advanced life support.

19 (6) ~~(5)~~—"Emergency medical services personnel" means a medical  
20 first responder, emergency medical technician, emergency medical  
21 technician specialist, paramedic, or emergency medical services  
22 instructor-coordinator.

23 (7) ~~(6)~~—"Emergency medical services system" means a  
24 comprehensive and integrated arrangement of the personnel,  
25 facilities, equipment, services, communications, medical control,  
26 and organizations necessary to provide emergency medical services  
27 and trauma care within a particular geographic region.

28 (8) ~~(7)~~—"Emergency medical technician" means an individual who  
29 is licensed by the department to provide basic life support.

1           (9) ~~(8)~~—"Emergency medical technician specialist" means an  
2 individual who is licensed by the department to provide limited  
3 advanced life support.

4           (10) ~~(9)~~—"Emergency patient" means an individual with a  
5 physical or mental condition that manifests itself by acute  
6 symptoms of sufficient severity, including, but not limited to,  
7 pain such that a prudent layperson, possessing average knowledge of  
8 health and medicine, could reasonably expect to result in 1 or all  
9 of the following:

10           (a) Placing the health of the individual or, in the case of a  
11 pregnant woman, the health of the patient or the unborn child, or  
12 both, in serious jeopardy.

13           (b) Serious impairment of bodily function.

14           (c) Serious dysfunction of a body organ or part.

15           (11) ~~(10)~~—"Examination" means a written and practical  
16 evaluation approved or developed by the ~~national registry of~~  
17 ~~emergency medical technicians~~ **National Registry of Emergency**  
18 **Medical Technicians** or other organization with equivalent national  
19 recognition and expertise in emergency medical services personnel  
20 testing and approved by the department.

21           Sec. 20910. (1) The department shall do all of the following:

22           (a) Be responsible for the development, coordination, and  
23 administration of a statewide emergency medical services system.

24           (b) Facilitate and promote programs of public information and  
25 education concerning emergency medical services.

26           (c) In case of actual disasters and disaster training drills  
27 and exercises, provide emergency medical services resources  
28 ~~pursuant to~~ **under** applicable provisions of the Michigan emergency  
29 preparedness plan, or as prescribed by the director of emergency

1 services ~~pursuant to~~**under** the emergency management act, 1976 PA  
2 390, MCL 30.401 to 30.421.

3 (d) Consistent with the rules of the ~~federal communications~~  
4 ~~commission,~~**Federal Communications Commission**, plan, develop,  
5 coordinate, and administer a statewide emergency medical services  
6 communications system.

7 (e) Develop and maintain standards of emergency medical  
8 services and **emergency medical services** personnel as follows:

9 (i) License emergency medical services personnel in accordance  
10 with this part.

11 (ii) License ambulance operations, nontransport prehospital  
12 life support operations, and medical first response services in  
13 accordance with this part.

14 (iii) At least annually, inspect or provide for the inspection  
15 of each life support agency, except medical first response  
16 services. As part of that inspection, the department shall conduct  
17 random inspections of life support vehicles. If a life support  
18 vehicle is determined by the department to be out of compliance,  
19 the department shall give the life support agency 24 hours to bring  
20 the life support vehicle into compliance. If the life support  
21 vehicle is not brought into compliance in that time period, the  
22 department shall order the life support vehicle taken out of  
23 service until the life support agency demonstrates to the  
24 department, in writing, that the life support vehicle has been  
25 brought into compliance.

26 (iv) Promulgate rules to establish the requirements for  
27 licensure of life support agencies, vehicles, and individuals  
28 licensed under this part to provide emergency medical services and  
29 other rules necessary to implement this part. The department shall

1 submit all proposed rules and changes to the ~~state~~-emergency  
2 medical services coordination committee and provide a reasonable  
3 time for the committee's review and recommendations before  
4 submitting the rules for public hearing under the administrative  
5 procedures act of 1969.

6 (f) Promulgate rules to establish and maintain standards for  
7 and regulate the use of descriptive words, phrases, symbols, or  
8 emblems that represent or denote that an ambulance operation,  
9 nontransport prehospital life support operation, or medical first  
10 response service is or may be provided. The department's authority  
11 to regulate use of the descriptive devices includes use for the  
12 purposes of advertising, promoting, or selling the services  
13 rendered by an ambulance operation, nontransport prehospital life  
14 support operation, or medical first response service, or by  
15 emergency medical services personnel.

16 (g) Designate a medical control authority as the medical  
17 control for emergency medical services for a particular geographic  
18 region as provided for under this part.

19 (h) Develop and implement field studies involving the use of  
20 skills, techniques, procedures, or equipment that are not included  
21 as part of the standard education for medical first responders,  
22 emergency medical technicians, emergency medical technician  
23 specialists, or paramedics, if all of the following conditions are  
24 met:

25 (i) The ~~state~~-emergency medical services coordination committee  
26 reviews the field study prior to implementation.

27 (ii) The field study is conducted in an area for which a  
28 medical control authority has been approved ~~pursuant to~~**under**  
29 subdivision (g).

1           (iii) The medical first responders, emergency medical  
2 technicians, emergency medical technician specialists, and  
3 paramedics participating in the field study receive training for  
4 the new skill, technique, procedure, or equipment.

5           (i) ~~Collect~~ **Except as otherwise provided in subsection (3),**  
6 **collect** data as necessary to assess the need for and quality of  
7 emergency medical services throughout ~~the~~ **this** state pursuant to  
8 **under** 1967 PA 270, MCL 331.531 to ~~331.533~~ **331.534**.

9           (j) Develop, with the advice of the emergency medical services  
10 coordination committee, an emergency medical services plan that  
11 includes rural issues.

12           (k) Develop recommendations for territorial boundaries of  
13 medical control authorities that are designed to ~~assure~~ **ensure** that  
14 there exists reasonable emergency medical services capacity within  
15 the boundaries for the estimated demand for emergency medical  
16 services.

17           (l) Within 1 year after the statewide trauma care advisory  
18 subcommittee is established under section 20917a and in  
19 consultation with the statewide trauma care advisory subcommittee,  
20 develop, implement, and promulgate rules for the implementation and  
21 operation of a statewide trauma care system within the emergency  
22 medical services system consistent with the document entitled  
23 "Michigan Trauma Systems Plan" prepared by the Michigan ~~trauma~~  
24 ~~coalition~~, **Trauma Coalition**, dated November 2003. The  
25 implementation and operation of the statewide trauma care system,  
26 including the rules promulgated in accordance with this  
27 subdivision, are subject to review by the emergency medical  
28 services coordination committee and the statewide trauma care  
29 advisory subcommittee. The rules promulgated under this subdivision

1 ~~shall~~**must** not require a hospital to be designated as providing a  
2 certain level of trauma care. Upon implementation of a statewide  
3 trauma care system, the department shall review and identify  
4 potential funding mechanisms and sources for the statewide trauma  
5 care system.

6 (m) Promulgate other rules to implement this part.

7 (n) Perform other duties as set forth in this part.

8 (2) The department may do all of the following:

9 (a) In consultation with the emergency medical services  
10 coordination committee, promulgate rules to require an ambulance  
11 operation, nontransport prehospital life support operation, or  
12 medical first response service to periodically submit designated  
13 records and data for evaluation by the department.

14 (b) Establish a grant program or contract with a public or  
15 private agency, emergency medical services professional  
16 association, or emergency medical services coalition to provide  
17 training, public information, and assistance to medical control  
18 authorities and emergency medical services systems or to conduct  
19 other activities as specified in this part.

20 **(3) The department shall not require a medical first response**  
21 **service to submit data for purposes of the Michigan emergency**  
22 **medical services information system if the medical first response**  
23 **service is located in a county with a population of less than**  
24 **85,000 according to the most recent federal decennial census and is**  
25 **composed of only medical first responders who provide services**  
26 **regulated under this part without expecting or receiving money,**  
27 **goods, or services in return for providing those services. A**  
28 **medical first response service described in this subsection shall**  
29 **ensure that a medical first responder provides, in writing, at**

1 least all of the following information to an emergency medical  
2 technician, emergency medical technician specialist, or paramedic,  
3 arriving at the scene after the medical first responder:

4 (a) The time of the initial medical first responder's arrival  
5 at the scene.

6 (b) The patient's condition at the time of the initial medical  
7 first responder's arrival at the scene.

8 (c) Information gathered from a patient assessment, including,  
9 but not limited to, the patient's vital signs and level of  
10 consciousness.

11 (d) Each treatment provided to the patient, the time that each  
12 treatment is provided, and the patient's response to each  
13 treatment, if any.

14 (e) Any change in the patient's condition after the initial  
15 patient assessment and the time of each change.

16 (f) The name of each emergency medical services personnel who  
17 arrives at the scene.

18 (4) Subsection (3) does not apply to data collection and  
19 sharing required by a medical control authority for the purpose of  
20 a quality monitoring and improvement activity or by a medical  
21 control authority that has approved extended interventions for  
22 medical first responders.

23 (5) The department may develop and circulate to each medical  
24 first response service described in subsection (3) a standardized  
25 form that may be used by a medical first responder when providing  
26 the information described in subsection (3).