



Sen. Antonio Muñoz

Filed: 4/28/2014

09800SB0650sam001

LRB098 04423 RPS 58761 a

1 AMENDMENT TO SENATE BILL 650

2 AMENDMENT NO. _____. Amend Senate Bill 650 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The State Finance Act is amended by adding
5 Section 5.855 as follows:

6 (30 ILCS 105/5.855 new)

7 Sec. 5.855. The Medical Assisted Transport Licensure Fund.

8 Section 10. The Emergency Medical Services (EMS) Systems
9 Act is amended by changing Sections 3.10 and 3.220 and by
10 adding Section 3.88 as follows:

11 (210 ILCS 50/3.10)

12 Sec. 3.10. Scope of Services.

13 (a) "Advanced Life Support (ALS) Services" means an
14 advanced level of pre-hospital and inter-hospital emergency

1 care and non-emergency medical services that includes basic
2 life support care, cardiac monitoring, cardiac defibrillation,
3 electrocardiography, intravenous therapy, administration of
4 medications, drugs and solutions, use of adjunctive medical
5 devices, trauma care, and other authorized techniques and
6 procedures, as outlined in the Advanced Life Support national
7 curriculum of the United States Department of Transportation
8 and any modifications to that curriculum specified in rules
9 adopted by the Department pursuant to this Act.

10 That care shall be initiated as authorized by the EMS
11 Medical Director in a Department approved advanced life support
12 EMS System, under the written or verbal direction of a
13 physician licensed to practice medicine in all of its branches
14 or under the verbal direction of an Emergency Communications
15 Registered Nurse.

16 (b) "Intermediate Life Support (ILS) Services" means an
17 intermediate level of pre-hospital and inter-hospital
18 emergency care and non-emergency medical services that
19 includes basic life support care plus intravenous cannulation
20 and fluid therapy, invasive airway management, trauma care, and
21 other authorized techniques and procedures, as outlined in the
22 Intermediate Life Support national curriculum of the United
23 States Department of Transportation and any modifications to
24 that curriculum specified in rules adopted by the Department
25 pursuant to this Act.

26 That care shall be initiated as authorized by the EMS

1 Medical Director in a Department approved intermediate or
2 advanced life support EMS System, under the written or verbal
3 direction of a physician licensed to practice medicine in all
4 of its branches or under the verbal direction of an Emergency
5 Communications Registered Nurse.

6 (c) "Basic Life Support (BLS) Services" means a basic level
7 of pre-hospital and inter-hospital emergency care and
8 non-emergency medical services that includes airway
9 management, clinical observation, cardiopulmonary
10 resuscitation (CPR), control of shock and bleeding and
11 splinting of fractures, as outlined in the Basic Life Support
12 national curriculum of the United States Department of
13 Transportation and any modifications to that curriculum
14 specified in rules adopted by the Department pursuant to this
15 Act.

16 That care shall be initiated, where authorized by the EMS
17 Medical Director in a Department approved EMS System, under the
18 written or verbal direction of a physician licensed to practice
19 medicine in all of its branches or under the verbal direction
20 of an Emergency Communications Registered Nurse.

21 (d) "First Response Services" means a preliminary level of
22 pre-hospital emergency care that includes cardiopulmonary
23 resuscitation (CPR), monitoring vital signs and control of
24 bleeding, as outlined in the First Responder curriculum of the
25 United States Department of Transportation and any
26 modifications to that curriculum specified in rules adopted by

1 the Department pursuant to this Act.

2 (e) "Pre-hospital care" means those emergency medical
3 services rendered to emergency patients for analytic,
4 resuscitative, stabilizing, or preventive purposes, precedent
5 to and during transportation of such patients to hospitals.

6 (f) "Inter-hospital care" means those emergency medical
7 services rendered to emergency patients for analytic,
8 resuscitative, stabilizing, or preventive purposes, during
9 transportation of such patients from one hospital to another
10 hospital.

11 (f-5) "Critical care transport" means the pre-hospital or
12 inter-hospital transportation of a critically injured or ill
13 patient by a vehicle service provider, including the provision
14 of medically necessary supplies and services, at a level of
15 service beyond the scope of the EMT-paramedic. When medically
16 indicated for a patient, as determined by a physician licensed
17 to practice medicine in all of its branches, an advanced
18 practice nurse, or a physician's assistant, in compliance with
19 subsections (b) and (c) of Section 3.155 of this Act, critical
20 care transport may be provided by:

21 (1) Department-approved critical care transport
22 providers, not owned or operated by a hospital, utilizing
23 EMT-paramedics with additional training, nurses, or other
24 qualified health professionals; or

25 (2) Hospitals, when utilizing any vehicle service
26 provider or any hospital-owned or operated vehicle service

1 provider. Nothing in this amendatory Act of the 96th
2 General Assembly requires a hospital to use, or to be, a
3 Department-approved critical care transport provider when
4 transporting patients, including those critically injured
5 or ill. Nothing in this Act shall restrict or prohibit a
6 hospital from providing, or arranging for, the medically
7 appropriate transport of any patient, as determined by a
8 physician licensed to practice in all of its branches, an
9 advanced practice nurse, or a physician's assistant.

10 (g) "Non-emergency medical services" means medical care or
11 monitoring rendered to patients whose conditions do not meet
12 this Act's definition of emergency, before or during
13 transportation of such patients to or from health care
14 facilities visited for the purpose of obtaining medical or
15 health care services which are not emergency in nature, using a
16 vehicle regulated by this Act.

17 (g-1) "Clinical observation" means the ongoing observation
18 of a patient's condition by a licensed physician, nurse, or
19 emergency medical technician using a medical skill set while
20 the licensed physician, nurse, or emergency medical technician
21 continues assessment and care of the patient.

22 (g-5) The Department shall have the authority to promulgate
23 minimum standards for critical care transport providers
24 through rules adopted pursuant to this Act. All critical care
25 transport providers must function within a Department-approved
26 EMS System. Nothing in Department rules shall restrict a

1 hospital's ability to furnish personnel, equipment, and
2 medical supplies to any vehicle service provider, including a
3 critical care transport provider. Minimum critical care
4 transport provider standards shall include, but are not limited
5 to:

- 6 (1) Personnel staffing and licensure.
- 7 (2) Education, certification, and experience.
- 8 (3) Medical equipment and supplies.
- 9 (4) Vehicular standards.
- 10 (5) Treatment and transport protocols.
- 11 (6) Quality assurance and data collection.

12 (h) The provisions of this Act shall not apply to the use
13 of an ambulance or SEMSV, unless and until emergency or
14 non-emergency medical services are needed during the use of the
15 ambulance or SEMSV.

16 (Source: P.A. 96-1469, eff. 1-1-11.)

17 (210 ILCS 50/3.88 new)

18 Sec. 3.88. Medical assisted transport providers.

19 (a) In this Section, "medical assisted transport provider"
20 means an entity licensed by the Department to provide
21 non-emergency bedside-to-bedside transportation of passengers
22 in compliance with this Act or the rules adopted by the
23 Department pursuant to this Act, using a medical assisted
24 transport vehicle.

25 In this Section, "medical assisted transport vehicle"

1 means any publicly or privately owned on-road vehicle that is
2 equipped for, intended to be used for, and operated for
3 non-emergency bedside-to-bedside transportation.

4 (b) The Department has the authority and the responsibility
5 to do the following:

6 (1) Require that all medical assisted transport
7 providers, both publicly and privately owned, be licensed
8 by the Department.

9 (2) Establish licensing, safety, and training
10 standards and requirements for medical assisted transport
11 providers through rules adopted pursuant to this Act,
12 including, but not limited to, the following:

13 (A) Vehicle design, specification, operation, and
14 maintenance standards.

15 (B) Safety equipment requirements and standards.

16 (C) Medical supply and equipment requirements and
17 standards, including, but not limited to, the
18 requirement to have the following medical supply and
19 equipment items on each medical assisted transport
20 vehicle:

21 (i) a first aid kit; and

22 (ii) an automated external defibrillator
23 (AED), as described in Section 10 of the Automated
24 External Defibrillator Act.

25 (D) Training requirements, including, but not
26 limited to, the requirement that all staff members

1 providing medical assisted transport services under
2 this Section receive the following training:

3 (i) safety training as specified in subsection
4 (e) of Section 5-4.2 of the Illinois Public Aid
5 Code;

6 (ii) defensive driving training equivalent to
7 the National Safety Council's Coaching the Van
8 Driver 3 course;

9 (iii) basic first aid training equivalent to
10 the American Red Cross's First Aid course; and

11 (iv) cardiopulmonary resuscitation (CPR)
12 training, including training in the proper use of
13 an automated external defibrillator (AED),
14 equivalent to the American Red Cross's CPR/AED for
15 Professional Rescuers and Health Care Providers
16 course.

17 (E) Annual license renewal.

18 (3) License all medical assisted transport providers
19 that have met the Department's requirements for licensure.

20 (4) Annually inspect all licensed medical assisted
21 transport providers and relicense providers that have met
22 the Department's requirements for license renewal.

23 (5) Suspend, revoke, refuse to issue, or refuse to
24 renew the license of any medical assisted transport
25 provider, or that portion of a license pertaining to a
26 specific vehicle operated by a provider, after an

1 opportunity for a hearing when findings show that the
2 provider or one or more of its vehicles has failed to
3 comply with the rules adopted by the Department pursuant to
4 this Act.

5 (6) Issue an emergency suspension order for any medical
6 assisted transport provider or vehicle licensed under this
7 Act when the Director or his or her designee has determined
8 that an immediate or serious danger to the public health,
9 safety, and welfare exists. Suspension or revocation
10 proceedings that offer an opportunity for a hearing shall
11 be promptly initiated after the emergency suspension order
12 has been issued.

13 (7) Prohibit any medical assisted transport provider
14 from advertising, identifying its vehicles, or
15 disseminating information in a false or misleading manner
16 concerning the provider's type and level of vehicles,
17 location, response times, level of personnel, licensure
18 status, or EMS System participation.

19 (8) Charge each medical assisted transport provider a
20 fee that shall not exceed \$25 per vehicle nor \$500 per
21 provider. The fee shall be submitted with each application
22 for licensure and license renewal.

23 (c) A medical assisted transport provider may provide
24 transport of a passenger who is ambulatory or is in a
25 wheelchair, provided that all of the following requirements are
26 met:

1 (1) The passenger needs no medical monitoring or
2 clinical observation.

3 (2) The passenger is transported as follows: (A) if the
4 passenger resides in a facility licensed under the Nursing
5 Home Care Act, he or she is transported from the inside of
6 his or her room to a room at a physician's office or to a
7 ward, unit, or room of a hospital licensed under the
8 Hospital Licensing Act or operated under the University of
9 Illinois Hospital Act or (B) from a room at a physician's
10 office or ward, unit, or room of a hospital licensed under
11 the Hospital Licensing Act or operated under the University
12 of Illinois Hospital Act to the inside of his or her
13 residence or, if the passenger resides in a facility
14 licensed under the Nursing Home Care Act, to the inside of
15 his or her room.

16 (d) A medical assisted transport provider may not transport
17 a passenger who meets any of the following conditions:

18 (1) He or she is acutely ill, wounded, or medically
19 unstable as determined by a licensed physician.

20 (2) He or she is experiencing an emergency medical
21 condition, an acute medical condition, or a sudden illness
22 or injury.

23 (3) He or she was administered a medication that might
24 prevent the passenger from caring for himself or herself.

25 (4) He or she requires active medical monitoring,
26 clinical observation, isolation precautions, supplemental

1 oxygen that is not self-administered, continuous airway
2 management, suctioning during transport, or the
3 administration of intravenous fluids during transport.

4 (e) The Medical Assisted Transport Licensure Fund is
5 created as a special fund in the State treasury. All fees
6 received by the Department in connection with the licensure of
7 medical assisted transport providers under this Section shall
8 be deposited into the Fund. Moneys in the Fund shall be used by
9 the Department, subject to appropriation, to implement this
10 Section.

11 (210 ILCS 50/3.220)

12 Sec. 3.220. EMS Assistance Fund.

13 (a) There is hereby created an "EMS Assistance Fund" within
14 the State treasury, for the purpose of receiving fines and fees
15 collected by the Illinois Department of Health pursuant to this
16 Act.

17 (b) (Blank).

18 (b-5) All licensing, testing, and certification fees
19 authorized by this Act, excluding ambulance licensure fees,
20 within this fund shall be used by the Department for
21 administration, oversight, and enforcement of activities
22 authorized under this Act.

23 (c) All other moneys within this fund shall be distributed
24 by the Department to the EMS Regions for disbursement in
25 accordance with protocols established in the EMS Region Plans,

1 for the purposes of organization, development and improvement
2 of Emergency Medical Services Systems, including but not
3 limited to training of personnel and acquisition, modification
4 and maintenance of necessary supplies, equipment and vehicles.

5 (d) All fees and fines collected pursuant to this Act shall
6 be deposited into the EMS Assistance Fund, except that all fees
7 collected under Section 3.86 in connection with the licensure
8 of stretcher van providers shall be deposited into the
9 Stretcher Van Licensure Fund and all fees collected under
10 Section 3.88 in connection with the licensure of medical
11 assisted transport providers shall be deposited into the
12 Medical Assisted Transport Licensure Fund.

13 (Source: P.A. 96-702, eff. 8-25-09; 96-1469, eff. 1-1-11.)

14 Section 99. Effective date. This Act takes effect upon
15 becoming law."