IDAHO CODE RELATING TO THE EMERGENCY MEDICAL SERVICES PHYSICIAN COMMISSION

TITLE 56 PUBLIC ASSISTANCE AND WELFARE

CHAPTER 10 DEPARTMENT OF HEALTH AND WELFARE

56-1011. EMERGENCY MEDICAL SERVICES -- STATEMENT OF INTENT. It is the purpose of the legislature of the state of Idaho in the adoption of sections 56-1011 through 56-1018B, Idaho Code, to recognize the importance of the delivery of emergency medical services and to provide reasonable regulation of the same. For this purpose, the provisions of section 54-1803, Idaho Code, shall not be so construed as to prohibit or penalize emergency medical services rendered by a person authorized to render emergency medical services by sections 56-1011 through 56-1018B, Idaho Code, if such emergency medical service is rendered under the responsible supervision and control of a licensed physician.

56-1012. DEFINITIONS. As used in sections 56-1011 through 56-1018B, Idaho Code:

(1) "Ambulance" means any privately or publicly owned ground vehicle, nautical vessel, fixed wing aircraft or rotary wing aircraft used for, or intended to be used for the transportation of sick or injured persons who may need medical attention during transport. This may include dual or multipurpose vehicles which otherwise comply with sections 56-1011 through 56-1018B, Idaho Code, and specifications established by the board of health and welfare.

(2) "Board of Health and Welfare" means the Idaho board of health and welfare.

(3) "Certified Personnel" means individuals who have completed training and successfully passed examinations for training and skills proficiency in one (1) or several levels as certified by the department of health and welfare. These several levels of certified personnel shall include:

(a) FR -- "First Responder" (hereafter FR) means an individual certified by the EMS bureau of the Idaho department of health and welfare as an FR on the basis of successful completion of an FR course approved by the board of health and welfare and subsequent required continuing training.

(b) EMT-B -- "Emergency Medical Technician-Basic" (hereafter EMT-B) means an individual certified by the EMS bureau of the Idaho department of health and welfare on the basis of successful completion of an EMT-B course approved by the board of health and welfare and subsequent required continuing training.

(c) "Ambulance Rating" means a certification issued by the EMS bureau of the Idaho department of health and welfare to an EMT-B on the basis of successful completion of supervised infield ambulance experience as defined by the board of health and welfare.

(d) "Advanced Emergency Medical Technician-Ambulance" (hereafter advanced EMT-A) means a person who:

(i) Is certified by the EMS bureau of the Idaho department of health and welfare on the basis of successful completion of EMT-A training and in addition, has completed advanced training in such techniques as intravenous fluid therapy, airway management, and subsequent required continued training; and

(ii) Has received additional training under the supervision of a licensed physician:

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(A) To administer drugs under written or oral authorization of a licensed physician; and

(B) To perform such other acts under written or oral authorization of a licensed physician as shall be defined by the commission; and

(iii) Has been examined and certified as an advanced EMT-A by an authorized representative of the department.

(e) "Emergency Medical Technician-Intermediate" (hereafter EMT-I) means a person who:

(i) Has completed all the requirements for certification as an EMT-I; and

(ii) Has successfully completed a course in patient care including the required training under the supervision of a licensed physician covering the scope of practice defined by the commission; and

(iii) Has been examined and certified as an EMT-I by an authorized representative of the department.

(f) "Emergency Medical Technician-Paramedic" (hereafter EMT-P) means a person who:

(i) Has completed all the requirements for certification as an EMT-P; and

(ii) Has successfully completed a course in intensive patient care including the required training under the supervision of a licensed physician, including training in cardiac defibrillation, cardiac monitoring, endotracheal intubation and drug administration; and

(iii) Has been examined and certified as an EMT-P by an authorized representative of the department.

(4) "Commission" means the Idaho emergency medical services physician commission.

(5) "Department" means the Idaho department of health and welfare.

(6) "Emergency Medical Services" means the services utilized in responding to a perceived individual need for immediate care in order to prevent loss of life or aggravation of physiological or psychological illness or injury.

(7) "Non-Transport Service" means a service licensed by the department of health and welfare, EMS bureau, operated with the intent to provide personnel or equipment for medical stabilization at an emergency scene, but not intended to be the service that will actually transport sick or injured persons.

(8) "Non-Transport Vehicle" means any vehicle licensed by the department of health and welfare, EMS bureau, operated with the intent to provide personnel or equipment for medical stabilization at an emergency scene, but not intended as the vehicle that will actually transport sick or injured persons.

(9) "Supervision" means the medical direction by a licensed physician of activities provided by certified personnel affiliated with a licensed ambulance or non-transport service, including, but not limited to: establishing standing orders and protocols, reviewing performance of certified personnel, providing instructions for patient care via radio or telephone, and other oversight.

(10) "Transfer" means the transportation of a patient from one (1) medical care facility to another.

56-1013. AUTHORIZED ACTIONS. Persons certified by the department shall be authorized to perform such acts under written or oral authorization of a licensed physician as shall be established by rules of the commission, including, but not limited to, administration of intravenous solutions and

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drugs, cardiac defibrillation, airway management, endotracheal intubation, and other patient care.

56-1013A. IDAHO EMERGENCY MEDICAL SERVICES PHYSICIAN COMMISSION -- TERMS AND OPERATION. (1) There is hereby created in the department of health and welfare an Idaho emergency medical services physician commission for the purpose of establishing standards for scope and practice and medical supervision for certified personnel, ambulance services, and non-transport agencies licensed by the department. Notwithstanding any other provision of law to the contrary, the commission shall exercise its powers and duties in accordance with the provisions of sections 56-1011 through 56-1018B, Idaho Code, relative to scope of practice and medical supervision of certified personnel.

(2) The commission shall be composed of eleven (11) voting members appointed by the governor upon assurance of equitable geographic and rural representation. Six (6) members shall be physicians currently licensed in Idaho and appointed as follows: one (1) member representing the Idaho board of medicine as provided in chapter 18, title 54, Idaho Code, one (1) member representing the Idaho medical association, one (1) member representing the emergency medical services (EMS) bureau of the department, one (1) member representing the Idaho chapter of the American college of emergency physicians, one (1) member representing the Idaho chapter of the American academy of pediatrics and one (1) member representing the Idaho chapter of the American college of surgeons committee on trauma. Three (3) members shall be physicians currently licensed in Idaho and practicing as an EMS medical director representing the following associations: one (1) member representing the Idaho association of counties, one (1) member representing the Idaho fire chiefs association and one (1) member representing the Idaho hospital association. Two (2) members shall be Idaho citizens representing the public interest.

(3) Except as provided in this subsection, members of the commission shall be appointed for a term of three (3) years. The following four (4) members shall be appointed to an initial term of two (2) years: the member representing the board of medicine, the member representing the Idaho chapter of the American college of emergency physicians, the member representing the Idaho chapter of the American college of surgeons committee on trauma and the member representing the Idaho fire chiefs association. The remaining seven (7) members shall be appointed for an initial term of three (3) years. Thereafter, all terms shall be for a period of three (3) years.

(4) The commission shall elect a chair and such officers as it may deem necessary and appropriate. The commission shall meet at least annually and at the call of the chair. Members of the commission shall be compensated as provided in section 59-509(b), Idaho Code.

(5) Prior to the expiration of the regular term of a member of the commission or upon the occurrence or declaration of a vacancy in the membership of the commission, the department shall notify the represented entity of that fact in writing and the represented entity shall, within sixty (60) days thereafter, nominate at least three (3) persons to fill the vacancy in a manner as shall be determined by the rules and bylaws of the represented entity and shall forward the nominations to the governor, who shall appoint from among the nominees a person to be a member of the commission to fill the vacancy. Persons nominated for a seat held by a physician must be licensed by the state of Idaho to practice medicine.

(6) Moneys collected pursuant to rules promulgated by the department for initial and renewal EMS certifications are hereby continuously appropriated

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and shall be utilized exclusively for the purposes set forth in this section as determined by the commission.

(7) The commission shall prepare a budget on an annual basis indicating that portion of the funds necessary for the continuous operation of the commission to achieve the purposes of this section.

56-1017. RULES. (1) The commission is authorized and directed to adopt appropriate rules defining the allowable scope of practice and acts and duties which can be performed by persons certified by the department and the required level of supervision by a licensed physician.

(2) The board of health and welfare is authorized and directed to adopt appropriate rules and standards concerning the administration of sections 56-1011 through 56-1018B, Idaho Code, including criteria for training programs, certification of personnel, licensure of ambulances and non-transport services, licensure of ambulance and non-transport vehicles, criteria for the use of air medical services by certified EMS personnel at emergency scenes, establishment of fees for training, inspections, and certifications, and appropriate requirements for recertification of personnel and equipment. The rules of the board of health and welfare must be consistent with the rules adopted by the commission.

(3) Additionally, the department shall develop guidelines, standards and procedures for reducing exposure to pathogens from human blood, tissue or fluids. Such guidelines, standards and procedures shall be made available to all law enforcement personnel, all emergency medical services personnel, and such other emergency personnel as request such information.

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