

ASSEMBLY BILL

No. 210

Introduced by Assembly Member Solorio

January 31, 2011

An act to amend Section 1797.270 of the Health and Safety Code, relating to emergency medical services.

LEGISLATIVE COUNSEL'S DIGEST

AB 210, as introduced, Solorio. Emergency medical services.

Existing law establishes the Emergency Medical Services System and the Prehospital Emergency Medical Care Personnel Act, which governs local emergency medical service systems. The act authorizes the establishment of an emergency medical care committee in each county and requires the committee to annually review ambulance services operating within the county, emergency medical care offered within the county, and first aid practices in the county. The act also requires the committee to report its observations and recommendations relative to this review to the Emergency Medical Services Authority, and the local EMS agency.

This bill would require the establishment of an emergency medical care committee in each county. By increasing the duties of local officials, this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares all of the
2 following:

3 (a) Emergency medical services (EMS) system coordination
4 remains the key factor in efficiently delivering the highest level
5 of prehospital patient care and emergency transport.

6 (b) All providers and stakeholders in the EMS delivery system
7 must be guided by consistent, clear standards regarding their rights,
8 responsibilities, and duties arising out of the provision of
9 prehospital emergency medical care to their respective
10 communities.

11 (c) Agencies responsible for developing and maintaining a local
12 emergency medical services plan must be guided by and responsive
13 to reasonable and consistent standards for evaluating and
14 determining the scope, manner, and types of services provided
15 within their respective jurisdictions, particularly when making
16 determinations regarding exclusive operating areas and the
17 concomitant rights under Section 1797.201 of the Health and Safety
18 Code.

19 (d) Over 20 years of litigation magnifies the need for further
20 statutory guidance to ensure that the California EMS community
21 continues its focus on its primary mission, providing excellent care
22 to the citizens they serve.

23 SEC. 2. Section 1797.270 of the Health and Safety Code is
24 amended to read:

25 1797.270. An emergency medical care committee ~~may~~ *shall*
26 be established in each county in this state. Nothing in this division
27 should be construed to prevent two or more adjacent counties from
28 establishing a single committee for review of emergency medical
29 care in these counties.

30 SEC. 3. If the Commission on State Mandates determines that
31 this act contains costs mandated by the state, reimbursement to
32 local agencies and school districts for those costs shall be made

- 1 pursuant to Part 7 (commencing with Section 17500) of Division
- 2 4 of Title 2 of the Government Code.

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