

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Committee Substitute

for

Senate Bill 392

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[Originating in the Committee on Government

Organization; reported on February 7, 2018]

1 A BILL to amend and reenact §16-4C-5 of the Code of West Virginia, 1931, as amended, relating
2 to the Emergency Medical Services Advisory Council; and reconfiguring the membership
3 of the council.

Be it enacted by the Legislature of West Virginia:

ARTICLE 4C. EMERGENCY MEDICAL SERVICES ACT.

§16-4C-5. Emergency Medical Services Advisory Council; duties; composition; appointment; meetings; compensation and expenses.

1 (a) The Emergency Medical Services Advisory Council, heretofore created and
2 established by former §16-4C-7 of this code, is continued for the purpose of developing, with the
3 commissioner, standards for emergency medical service personnel and for the purpose of
4 providing advice to the Office of Emergency Medical Services and the commissioner with respect
5 to reviewing and making recommendations for, and providing assistance to, the establishment
6 and maintenance of adequate emergency medical services for all portions of this state.

7 (b) The council shall have the duty to advise the commissioner in all matters pertaining to
8 his or her duties and functions in relation to carrying out the purposes of this article.

9 (c) The council shall be composed of 15 members appointed by the Governor by and with
10 the advice and consent of the Senate. The Mountain State Emergency Medical Services
11 Association shall submit to the Governor a list of six names of representatives from its association,
12 and a list of three names shall be submitted to the Governor of representatives of their respective
13 organizations by the County Commissioners' Association of West Virginia, the West Virginia State
14 Firemen's Association, the West Virginia Hospital Association, the West Virginia Chapter of the
15 American College of Emergency Physicians, the West Virginia Emergency Medical Services
16 Administrators Association, the West Virginia Emergency Medical Services Coalition, the
17 Ambulance Association of West Virginia, and the State Department of Education. The Governor
18 shall appoint from the respective lists submitted two persons who represent the Mountain State
19 Emergency Medical Services Association, one of whom shall be a paramedic and one of whom

20 shall be an emergency medical technician-basic; and one person from the County
21 Commissioners' Association of West Virginia, the West Virginia State Firemen's Association, the
22 West Virginia Hospital Association, the West Virginia Chapter of the American College of
23 Emergency Physicians, the West Virginia Emergency Medical Services Administrators
24 Association, the West Virginia Emergency Medical Services Coalition, the Ambulance Association
25 of West Virginia, and the State Department of Education. In addition, the Governor shall appoint:

26 (1) One person to represent emergency medical service providers operating within the
27 state;

28 (2) One person to represent small emergency medical service providers operating within
29 this state; ~~and~~

30 ~~(3) three persons to represent the general public~~ One person to represent emergency
31 medical services training officers or representatives; and

32 (4) Two people to represent emergency medical services supervisors or administrators.

33 (d) Not more than six of the members may be appointed from any one congressional
34 district.

35 ~~(d)~~ (e) Each term is to be for three years, and no member may serve more than four
36 consecutive terms.

37 ~~(e)~~ (f) The council shall choose its own chairman and meet at the call of the commissioner
38 at least twice a year.

39 ~~(f)~~ (g) The members of the council shall receive compensation and expense
40 reimbursement in an amount not to exceed the same compensation and expense reimbursement
41 as is paid to members of the Legislature for their interim duties as recommended by the Citizens
42 Legislative Compensation Commission and authorized by law for each day or substantial portion
43 thereof engaged in the performance of official duties.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.