



State of Wisconsin
2017 - 2018 LEGISLATURE

LRBa1358/1
TJD:klm

**SENATE AMENDMENT 1,
TO SENATE BILL 149**

October 16, 2017 - Offered by Senator MOULTON.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 7: after that line insert:

3 “**SECTION 2m.** 256.04 (10) of the statutes, as created by 2017 Wisconsin Act
4 (this act), is amended to read:

5 256.04 (10) Prepare recommendations on training and approval qualifications
6 for community paramedics and community emergency medical technicians services
7 practitioners.”

8 **2.** Page 3, line 13: delete “sub.” and substitute “s. 256.15”.

9 **3.** Page 3, line 20: after that line insert:

10 “**SECTION 3m.** 256.12 (2) (a) of the statutes, as affected by 2017 Wisconsin Act
11 (this act), is repealed and recreated to read:

12 256.12 (2) (a) Any county, city, town, village, hospital, ambulance service
13 provider, or combination thereof may, after submission of a plan approved by the

1 department, conduct an emergency medical services program using emergency
2 medical services practitioners for the delivery of emergency medical care to sick,
3 disabled, or injured individuals at the scene of an emergency and during transport
4 to a hospital, while in the hospital emergency department until responsibility for
5 care is assumed by the regular hospital staff, and during transfer of a patient
6 between health care facilities. An ambulance service provider may, after submission
7 of a plan approved by the department, conduct an emergency medical services
8 program using emergency medical services practitioners for the delivery of
9 emergency medical care to sick, disabled, or injured individuals during transfer of
10 the individuals between health care facilities. Nothing in this section prohibits an
11 emergency medical services program from using community paramedics and
12 community emergency medical services practitioners for services described in ss.
13 256.205 (6) and 256.21 (6) or from providing nonemergency services in accordance
14 with s. 256.15 (6p). Nothing in this section shall be construed to prohibit the
15 operation of fire department, police department, for-profit ambulance service
16 provider, or other emergency vehicles using the services of emergency medical
17 services practitioners in conjunction with a program approved by the department.
18 Hospitals that offer approved training courses for emergency medical services
19 practitioners should, if feasible, serve as the base of operation for approved programs
20 using emergency medical services practitioners.”.

21 **4.** Page 3, line 25: after that line insert:

22 “**SECTION 4m.** 256.15 (6p) of the statutes, as created by 2017 Wisconsin Act ...
23 (this act), is amended to read:

1 256.15 **(6p)** DELEGATION FROM A HEALTH CARE PROVIDER. An emergency medical
2 technician services practitioner who is acting upon a delegation by a health care
3 provider does not violate the actions authorized for emergency services under sub.
4 (6n) for actions taken in accordance with that delegation.”.

5 **5.** Page 5, line 16: after that line insert:

6 “**SECTION 5m.** 256.205 (2) (a) and (b) and (5) (b) of the statutes, as created by
7 2017 Wisconsin Act (this act), are amended to read:

8 **(2)** (a) The individual is licensed as ~~an emergency medical technician~~—
9 ~~paramedic~~ a paramedic, that license is not suspended or revoked, and the individual
10 is not the subject of an action under s. 256.15 (11).

11 (b) The individual has the equivalent of 2 years of service as ~~an emergency~~
12 ~~medical technician~~ — ~~paramedic~~ a paramedic.

13 **(5)** (b) A community paramedic is subject to certification, disciplinary,
14 complaint, and other regulatory requirements that apply to emergency medical
15 ~~technicians~~ services practitioners under s. 256.15.”.

16 **6.** Page 7, line 7: after that line insert:

17 “**SECTION 6m.** 256.21 (title), (1), (2) (intro.), (a) and (b), (3), (4), (5) (a) and (b)
18 and (6) of the statutes, as created by 2017 Wisconsin Act (this act), are amended
19 to read:

20 **256.21 Community emergency medical technicians services**
21 **practitioners.** (1) DEFINITION. In this section, “community emergency medical
22 ~~technician~~ services practitioner” means an individual who has obtained an approval
23 issued under sub. (2).

1 **(2)** (intro.) No person may use the title “community emergency medical
2 ~~technician~~ services practitioner” unless he or she obtains an approval from the
3 department issued under this section to provide services as a community emergency
4 medical ~~technician~~ services practitioner. To be eligible for an approval by the
5 department as a community emergency medical ~~technician~~ services practitioner, an
6 individual shall meet all of the following criteria:

7 (a) The individual is licensed as an emergency medical ~~technician~~ services
8 practitioner of any level, that license is not suspended or revoked, and the individual
9 is not the subject of an action under s. 256.15 (11).

10 (b) The individual has the equivalent of 2 years of service as an emergency
11 medical ~~technician~~ services practitioner at any level.

12 **(3)** TRAINING PROGRAM. The department shall, after consulting the board,
13 approve training programs for community emergency medical ~~technicians~~ services
14 practitioners that include clinical experience, that provide flexibility in addressing
15 local service needs, and that meet any other criteria established by the department.

16 **(4)** AFFILIATION. A community emergency medical ~~technician~~ services
17 practitioner may provide services under sub. (6) only if he or she is a volunteer for
18 or an employee of a community emergency medical services provider, as defined in
19 s. 256.215 (1) (a), or if he or she is an employee of or under contract with a hospital,
20 clinic, or physician.

21 **(5)** REQUIREMENTS. (a) A community emergency medical ~~technician~~ services
22 practitioner shall follow any protocols and supervisory standards established by the
23 department or by a medical director.

1 (b) A community emergency medical ~~technician~~ services practitioner is subject
2 to certification, disciplinary, complaint, and other regulatory requirements that
3 apply to emergency medical ~~technicians~~ services practitioners under s. 256.15.

4 (6) SERVICES PROVIDED. Notwithstanding the actions authorized for emergency
5 services under s. 256.15 (6n), a community emergency medical ~~technician~~ services
6 practitioner may provide services for which he or she is trained under a training
7 program approved by the department under sub. (3), that are not duplicative of
8 services already being provided to a patient, and that are approved by the hospital,
9 clinic, or physician for which the community emergency medical ~~technician~~ services
10 practitioner is an employee or contractor or are incorporated in the patient care
11 protocols under s. 256.215 (2) (b).”.

12 **7.** Page 8, line 21: after that line insert:

13 “**SECTION 7m.** 256.215 (1) (b) and (d) and (2) (intro.), (b) and (c) of the statutes,
14 as created by 2017 Wisconsin Act (this act), are amended to read:

15 (1) (b) “Community emergency medical ~~technician~~ services practitioner” has
16 the meaning given under s. 256.21 (1).

17 (d) “Emergency medical services provider” means an emergency medical
18 services program under s. 256.12 that provides services as a nontransporting
19 emergency medical ~~technician~~ services practitioner provider or an ambulance
20 service provider licensed under s. 256.15 (5).

21 (2) (intro.) No emergency medical services provider may advertise as providing
22 community emergency medical services or may advertise having community
23 paramedics or community emergency medical ~~technicians~~ services practitioners
24 unless the emergency medical services provider has approval from the department

1 under this subsection. To be eligible for approval to provide community emergency
2 medical services, an emergency medical services provider shall satisfy all of the
3 following criteria:

4 (b) The emergency medical services provider establishes, submits to the
5 department, and maintains patient care protocols corresponding to the appropriate
6 service level to be used by a community paramedic or a community emergency
7 ~~medical technician~~ services practitioner. The emergency medical services provider
8 may include in a patient care protocol only those services that do not require a
9 license, certificate, or other credential under subch. II, III, IV, or VII of ch. 448 or ch.
10 441, 446, 447, 449, 450, 451, 455, 457, or 459 to provide.

11 (c) The emergency medical services provider agrees to provide to the
12 department a list identifying each community paramedic and community emergency
13 ~~medical technician~~ services practitioner providing community emergency medical
14 services as a volunteer or employee of that emergency medical services provider. If
15 the emergency medical services provider is approved under this subsection as a
16 community emergency medical services provider, the emergency medical services
17 provider shall provide and update its list of community paramedics and community
18 emergency medical ~~technicians~~ services practitioners.

19 **SECTION 8m. Effective dates.** This act takes effect on the day after
20 publication, except as follows:

21 (1) TERMINOLOGY CHANGE RECONCILIATION. If either 2017 Assembly Bill 59 or
22 2017 Senate Bill 24 is enacted into law, the treatment of sections 256.04 (10) (by
23 SECTION 2m), 256.15 (6p) (by SECTION 4m), 256.205 (2) (a) and (b) and (5) (b) (by
24 SECTION 5m), 256.21 (title), (1), (2) (intro.), (a), and (b), (3), (4), (5) (a) and (b), and (6)
25 (by SECTION 6m), and 256.215 (1) (b) and (d) and (2) (intro.), (b), and (c) (by SECTION

1 7m) of the statutes and the repeal and recreation of section 256.12 (2) (a) of the
2 statutes take effect on the effective date of 2017 Wisconsin Act ... (Assembly Bill 59)
3 or 2017 Wisconsin Act ... (Senate Bill 24) or on the effective date of 2017 Wisconsin
4 Act (Assembly Bill 151), whichever is later. If either 2017 Assembly Bill 59 or 2017
5 Senate Bill 24 is not enacted into law in the 2017-18 legislative session, the
6 treatment of sections 256.04 (10) (by SECTION 2m), 256.15 (6p) (by SECTION 4m),
7 256.205 (2) (a) and (b) and (5) (b) (by SECTION 5m), 256.21 (title), (1), (2) (intro.), (a),
8 and (b), (3), (4), (5) (a) and (b), and (6) (by SECTION 6m), and 256.215 (1) (b) and (d)
9 and (2) (intro.), (b), and (c) (by SECTION 7m) of the statutes and the repeal and
10 recreation of section 256.12 (2) (a) of the statutes are void.”

11

(END)