

**MINUTES OF THE  
HEALTH AND HUMAN SERVICES STANDING COMMITTEE  
ROOM 225, STATE CAPITOL BUILDING**

February 18, 1998

MEMBERS PRESENT:                   Rep. Nora B. Stephens, Chair  
  Rep. Bryan Holladay, Vice Chair  
  Rep. Loretta Baca  
  Rep. Mary Carlson  
  Rep. Gene Davis  
  Rep. Margaret Dayton  
  Rep. Robert H.M. Killpack  
  Rep. Raymond Short  
  Rep. Richard L. Walsh

MEMBERS ABSENT:                   Rep. J.W. "Bill" Hickman  
  Rep. Carl R. Saunders

STAFF PRESENT:                    Mark Andrews, Research Analyst  
  Janetha W. Hancock, Associate General Counsel  
  Betty M. Bushman, Secretary

OTHERS PRESENT:                   (List of visitors on file)

The meeting began at 8:05 a.m. with Chair Stephens conducting.

MOTION: Representative Holladay moved that the minutes of the meeting of February 16, 1998 be approved. The motion passed unanimously with Representatives Baca and Davis absent for the vote.

**S.B. 19**

**AIR QUALITY BOARD POWERS**

- Representative LeRay McAllister

Senator McAllister explained the bill to the committee.

MOTION: Representative Carlson moved that the bill be passed out favorably. The motion passed unanimously with Representatives Baca, Davis, Killpack and Short absent for the vote.



MOTION: Representative Walsh moved that the bill be amended as follows:

1. Page 1, line 6: After "EMT-PARAMEDICS;" insert "PROHIBITING INDEPENDENT BILLING BY AN EMT-PARAMEDIC;"
2. Page 4, line 13: After "to" insert "Section 26-8-4.5 and"
3. Page 8, line 3: After "**EMT-paramedics**" insert " - - **Scope of practice - - Independent billing prohibited**"
4. Page 8, line 4: Delete "(4)" and insert "(7)"
5. Page 8, line 9: After line 9, insert:  
"(3) An EMT-paramedic may not obtain an initial license until after successfully completing a license exam adopted by the committee."
6. Page 8, line 10: Delete "(3)" and insert "(4)" and after "by" insert ": (a)"
7. Page 8, line 12: Delete "(a)" and insert "(i)"
8. Page 8, line 13: Delete "(i)" and insert "(A)"
9. Page 8, line 15: Delete "(ii)" and insert "(B)"
10. Page 8, line 17: Delete "(b)" and insert "(ii)"
11. Page 8, line 19: Delete "(c)" and insert "(iii)" and after "examination" insert:  
"; and (b) successfully completing a license renewal exam adopted by the committee"  
"(5) An EMT-paramedic licensed by the department may render EMT-paramedic services enumerated in rules adopted by the committee pursuant to this chapter, including:  
(a) rendering advanced first aid, rescue, and resuscitation services;  
(b) administering parenteral medications under the direct supervision of a licensed physician or registered nurse;  
(c) performing cardiopulmonary resuscitation and defibrillation in a pulseless, non-breathing patient; and  
(d) subject to the provisions of Subsection (6):  
(i) administering:  
(A) airway intubation by esophageal tube or endotracheal tube;  
(B) intravenous or intraosseous solutions; and  
(C) drugs; and  
(ii) performing:  
(A) gastric suction by intubation;  
(B) needle aspiration of the chest; and  
(C) a phlebotomy or drawing blood specimens for analysis.

(6) An EMT-paramedic licensed by the department may not render

the EMT-paramedic services authorized under Subsection (5)(d) except upon orders of a licensed physician, or a registered nurse under the supervision of a licensed physician, monitoring the EMT-paramedic's activities by continuous direct voice contact or telemetered electrocardiogram.

12. Page 8, line 20: Delete "(4)" and insert "(7)" and after line 20, insert:  
(8) An EMT-paramedic may not independently charge or bill a patient, or others on behalf of a patient, for services rendered."

The motion passed unanimously with Representatives Baca and Davis absent for the vote.

Jim Judd, Professional Firefighters of Utah, spoke in support of the bill.

MOTION: Representative Dayton moved that the bill be passed out favorably as amended. The motion passed unanimously with Representatives Baca and Davis absent for the vote.

**SUBSTITUTE S.B. 26            UTAH CHILD CARE LICENSING ACT REVISIONS**  
- Senator Leonard Blackham

Senator Blackham explained the substitute bill to the committee with proposed amendments.

MOTION: Representative Killpack moved that the bill be amended as follows:

1. Page 1, Line 10: After line 10 insert:  
"26-39-104, as enacted by Chapters 127 and 196, Laws of Utah 1997"
2. Page 1, Line 25: After line 25 insert:  
"Section 2. Section 26-39-104 is amended to read:  
**26-39-104. Duties of the department.**  
(1) With regard to child care programs licensed pursuant to this chapter, the department may:  
(a) make and enforce rules to implement the provisions of this chapter and, as necessary to protect children's common needs for a safe and healthy environment, to provide for:  
(i) adequate facilities and equipment; and  
(ii) competent caregivers considering the age of the children and the type of program offered by the licensee;  
  
(b) make and enforce rules necessary to carry out the purposes of

this chapter, in the following areas:

- (i) requirements for applications, the application process, and compliance with other applicable statutes and rules;
  - (ii) documentation and policies and procedures that providers shall have in place in order to be licensed, in accordance with Subsection (1)(a);
  - (iii) categories, classifications, and duration of initial and ongoing licenses;
  - (iv) changes of ownership or name, changes in licensure status, and changes in operational status;
  - (v) license expiration and renewal, contents, and posting requirements;
  - (vi) procedures for inspections, complaint resolution, disciplinary actions, and other procedural measures to encourage and assure compliance with statute and rule; and
  - (vii) guidelines necessary to assure consistency and appropriateness in the regulation and discipline of licensees; and
- (c) set and collect licensing and other fees in accordance with Section 26-1-6.

(2) The department may not regulate educational curricula, academic methods, or the educational philosophy or approach of the provider. The department shall allow for a broad range of educational training and academic background in certification or qualification of child day care directors.

(3) In licensing and regulating child care programs, the department shall reasonably balance the benefits and burdens of each regulation and, by rule, provide for a range of licensure, depending upon the needs and different levels and types of child care provided. The department shall prepare language for the 1998 General Session of the Legislature to codify as much licensing regulation implemented pursuant to this subsection as the department determines to be practicable."

**Renumber remaining sections accordingly.**

The motion passed unanimously with Representatives Baca and Davis absent for the vote.

MOTION: Representative Killpack moved that the bill be amended as follows:

1. Page 2, Line 22: Delete "and"
2. Page 2, Line 23: Delete ", by appointment, " and after "home" insert "within 90 days of sending an intent to inspect notice"
3. Page 2, Line 27: After "recommendations" insert:  
"; and  
(iii) for new providers, completion of:  
(A) five hours of department-approved training; and  
(B) a department-approved CPR and first aid course"
4. Page 2, Line 31: Delete "schedule a" and insert "make an unannounced"
5. Page 3, Line 13: After "age" insert ", including the provider's own children"

The motion passed unanimously with Representatives Baca and Davis absent for the vote.

Rod Betit, Department of Health, spoke to the bill and answered questions of committee members.

MOTION: Representative Short moved that the bill be amended as follows:

1. Page 3, line 13: Delete line 13 and insert "(i) four or more children, based on the sum of: (a) children under two years of age; and (b) the provider's own children under five years of age; or"

The motion passed with Representatives Dayton, Killpack and Stephens voting no.

MOTION: Representative Short moved that the bill be passed out favorably as amended. The motion passed with Representative Baca voting no.

MOTION: Representative Short moved that the meeting be adjourned. The motion passed unanimously.

The meeting adjourned at 9:23 am.

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Rep. Nora B. Stephens  
Committee Chair

Health and Human Services Standing Committee  
February 18, 1998  
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