

HB0230S01 compared with HB0230

~~{deleted text}~~ shows text that was in HB0230 but was deleted in HB0230S01.

inserted text shows text that was not in HB0230 but was inserted into HB0230S01.

DISCLAIMER: This document is provided to assist you in your comparison of the two bills. Sometimes this automated comparison will NOT be completely accurate. Therefore, you need to read the actual bills. This automatically generated document could contain inaccuracies caused by: limitations of the compare program; bad input data; or other causes.

Representative Gage Froerer proposes the following substitute bill:

EMERGENCY VEHICLE OPERATORS TRAINING REQUIREMENTS

2013 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Gage Froerer

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends provisions relating to emergency medical service vehicle operator training requirements.

Highlighted Provisions:

This bill:

- ▶ provides that beginning on or after January 31, 2014, every operator of an emergency medical service vehicle shall ~~{have certification}~~ annually provide proof of the successful completion of an emergency vehicle operator's course approved by the Department of ~~{Public Safety}~~ Health to be eligible for an emergency medical service vehicle permit;

HB0230S01 compared with HB0230

- ▶ ~~{provides that certain privileges granted to}~~ grants the ~~{operator of an authorized emergency vehicle involved in a vehicle pursuit apply only when the operator of the vehicle has certification of the successful completion of}~~ Department of Health rulemaking authority to approve an emergency vehicle operator's course ~~{ approved by the Department of Public Safety;~~
- ▶ ~~grants the Department of Public Safety rulemaking authority to establish minimum standards for and approve emergency vehicle operator courses}~~; and
- ▶ makes technical corrections.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

~~{26-8a-304, as enacted by Laws of Utah 1999, Chapter 141~~

~~41-6a-212}~~ 26-8a-105, as last amended by Laws of Utah 2008, Chapter 382

26-8a-304, as enacted by Laws of Utah 1999, Chapter 141

Be it enacted by the Legislature of the state of Utah:

Section 1. Section 26-8a-105 is amended to read:

26-8a-105. Department powers.

The department shall:

- (1) coordinate the emergency medical services within the state;
- (2) administer this chapter and the rules established pursuant to it;
- (3) establish a voluntary task force representing a diversity of emergency medical

service providers to advise the department and the committee on rules; and

- (4) adopt rules in accordance with Title 63G, Chapter 3, Utah Administrative

Rulemaking Act, to:

- (a) license ambulance providers and paramedic providers;
- (b) permit ambulances and emergency response vehicles, including approving an

emergency vehicle operator's course in accordance with Section 26-8a-304;

HB0230S01 compared with HB0230

(c) establish application, submission, and procedural requirements for licenses, designations, certificates, and permits; and

(d) establish and implement the programs, plans, and responsibilities as specified in other sections of this chapter.

Section ~~{1}~~2. Section **26-8a-304** is amended to read:

26-8a-304. Permits for emergency medical service vehicles.

(1) (a) To ensure that emergency medical service vehicles are adequately staffed, safe, maintained, ~~[and]~~ properly equipped, and safely operated, the committee shall establish permit requirements at levels it considers appropriate in the following categories:

~~[(a)]~~ (i) ambulance; and

~~[(b)]~~ (ii) emergency response vehicle.

(b) The permit requirements under this Subsection (1) shall include a requirement that beginning on or after January 31, 2014, every operator of an ambulance or emergency response vehicle ~~{have certification}~~ annually provide proof of the successful completion of an emergency vehicle operator's course approved by the ~~{Department of Public Safety}~~ department for all ambulances and emergency response vehicle operators.

(2) The department shall, based on the requirements established in Subsection (1), issue permits to emergency medical service vehicles.

~~{~~ Section 2. Section **41-6a-212** is amended to read:

~~41-6a-212. Emergency vehicles -- Policy regarding vehicle pursuits --~~ **Applicability of traffic law to highway work vehicles -- Exemptions.**

~~(1) Subject to Subsections (2) through (5), the operator of an authorized emergency vehicle may exercise the privileges granted under this section when:~~

~~(a) responding to an emergency call;~~

~~(b) in the pursuit of an actual or suspected violator of the law; or~~

~~(c) responding to but not upon returning from a fire alarm.~~

~~(2) The operator of an authorized emergency vehicle may:~~

~~(a) park or stand, irrespective of the provisions of this chapter;~~

~~(b) proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;~~

~~(c) exceed the maximum speed limits, unless prohibited by a local highway authority~~

HB0230S01 compared with HB0230

~~under Section 41-6a-208; or~~

~~—— (d) disregard regulations governing direction of movement or turning in specified directions;~~

~~—— (3) (a) Except as provided in Subsection (3)(b), privileges granted under this section to the operator of an authorized emergency vehicle, who is not involved in a vehicle pursuit, apply only when:~~

~~—— (i) the operator of the vehicle sounds an audible signal under Section 41-6a-1625; or~~

~~—— (ii) uses a visual signal with emergency lights in accordance with rules made under Section 41-6a-1601, which is visible from in front of the vehicle;~~

~~—— (b) An operator of an authorized emergency vehicle may exceed the maximum speed limit when engaged in normal patrolling activities with the purpose of identifying and apprehending violators;~~

~~—— (4) Privileges granted under this section to the operator of an authorized emergency vehicle involved in any vehicle pursuit apply only when:~~

~~—— (a) the operator of the vehicle:~~

~~—— (i) sounds an audible signal under Section 41-6a-1625; and~~

~~—— (ii) uses a visual signal with emergency lights in accordance with rules made under Section 41-6a-1601, which is visible from in front of the vehicle;~~

~~—— (b) the public agency employing the operator of the vehicle has, in effect, a written policy which describes the manner and circumstances in which any vehicle pursuit should be conducted and terminated;~~

~~—— (c) the operator of the vehicle has:~~

~~—— (i) been trained in accordance with the written policy described in Subsection (4)(b); and~~

~~—— (ii) certification of the successful completion of an emergency vehicle operator's course approved by the Department of Public Safety that complies with the requirements of Subsection (5)(b); and~~

~~—— (d) the pursuit policy of the public agency is in conformance with standards established under Subsection (5);~~

~~—— (5) In accordance with Title 63G, Chapter 3, Utah Administrative Rulemaking Act, the Department of Public Safety shall make rules;~~

HB0230S01 compared with HB0230

~~—— (a) providing minimum standards for all emergency pursuit policies that are adopted by public agencies authorized to operate emergency pursuit vehicles[.]; and~~

~~—— (b) establishing minimum standards for and approving emergency vehicle operator courses.~~

~~—— (6) The privileges granted under this section do not relieve the operator of an authorized emergency vehicle of the duty to act as a reasonably prudent emergency vehicle operator in like circumstances.~~

~~—— (7) Except for Sections 41-6a-210, 41-6a-502, and 41-6a-528, this chapter does not apply to persons, motor vehicles, and other equipment while actually engaged in work on the surface of a highway.~~

Legislative Review Note

~~—— as of 2-5-13 5:56 PM~~

~~————— Office of Legislative Research and General Counsel}~~