

26 ▶ modifies provisions related to the Department of Health's revision and renewal of
27 certain licenses;

28 ▶ repeals provisions related to the Department of Health's elimination of overlapping
29 licenses; and

30 ▶ makes technical and conforming changes.

31 **Money Appropriated in this Bill:**

32 None

33 **Other Special Clauses:**

34 None

35 **Utah Code Sections Affected:**

36 **AMENDS:**

37 **11-48-102**, as enacted by Laws of Utah 2011, Chapter 230

38 **26-8a-102**, as last amended by Laws of Utah 2019, Chapter 265

39 **26-8a-104**, as last amended by Laws of Utah 2017, Chapter 326

40 **26-8a-401**, as enacted by Laws of Utah 1999, Chapter 141

41 **26-8a-402**, as last amended by Laws of Utah 2000, Chapter 1

42 **26-8a-404**, as last amended by Laws of Utah 2019, Chapter 390

43 **26-8a-405.1**, as last amended by Laws of Utah 2010, Chapter 187

44 **26-8a-405.4**, as last amended by Laws of Utah 2019, Chapter 265

45 **26-8a-405.5**, as last amended by Laws of Utah 2012, Chapter 347

46 **26-8a-413**, as last amended by Laws of Utah 2011, Chapter 297

47 **ENACTS:**

48 **11-48-101.5**, Utah Code Annotated 1953

49 **11-48-103**, Utah Code Annotated 1953

50 **Ĥ→ [REPEALS:**

51 ~~———— **26-8a-416**, as enacted by Laws of Utah 1999, Chapter 141] ←Ĥ~~



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

54 Section 1. Section **11-48-101.5** is enacted to read:

55 **11-48-101.5. Definitions.**

56 As used in this chapter:

243 Section 6. Section **26-8a-401** is amended to read:

244 **26-8a-401. State regulation of emergency medical services market -- License**
245 **term.**

246 (1) To ensure emergency medical service quality and minimize unnecessary
247 duplication, the department shall regulate the emergency medical [~~service~~] services market
248 [~~after October 1, 1999,~~] by creating and operating a statewide system that:

249 (a) consists of exclusive geographic service areas as provided in Section 26-8a-402;
250 and

251 (b) establishes maximum rates as provided in Section 26-8a-403.

252 [~~(2) (a) All licenses issued prior to July 1, 1996, shall expire as stated in the license.~~]

253 [~~(b) If no expiration date is stated on a license issued before July 1, 1996, the license~~
254 ~~shall expire on October 1, 1999, unless:~~]

255 [~~(i) the license holder requests agency action before August 1, 1999; and]~~

256 [~~(ii) before October 1, 1999, the department:~~]

257 [~~(A) finds the license has been used as the basis for responding to requests for~~
258 ~~ambulance or paramedic services during the past five years;]~~

259 [~~(B) identifies one or more specific geographic areas covered by the license in which~~
260 ~~the license holder has actively and adequately responded as the primary provider to requests for~~
261 ~~ambulance or paramedic services during the past five years; and]~~

262 [~~(C) determines that the continuation of a license in a specific geographic area~~
263 ~~identified in Subsection (2)(b)(ii)(B) satisfies:~~]

264 [~~(F) the standards established pursuant to Subsection 26-8a-404(2); and]~~

265 [~~(H) the requirement of public convenience and necessity.~~]

266 [~~(c) If the department finds that a license meets the requirements of Subsection (2)(b),~~
267 ~~the department shall amend the license to reflect:~~]

268 [~~(i) the specific geographic area of the license; and]~~

269 [~~(ii) a four-year term extension.~~]

270 [~~(d) Before July 1, 1999, the department shall publish notice once a week for four~~
271 ~~consecutive weeks of the expiration of licenses pursuant to Subsection (2)(b) in a newspaper of~~
272 ~~general circulation in the state.~~]

273 **H→ [f] (e) Nothing in this Subsection (2) may be construed as restricting the authority**
273a **of the ←H**

274 **H→ department to amend overlapping licenses pursuant to Section 26-8a-416. [H] ←H**
275 [~~(3) After October 1, 1999, new licenses and license renewals shall be for a four-year~~
276 ~~term.]~~

277 (2) A license issued or renewed under this part is valid for four years.

278 Section 7. Section **26-8a-402** is amended to read:

279 **26-8a-402. Exclusive geographic service areas.**

280 (1) Each ground ambulance provider license issued under this part shall be for an
281 exclusive geographic service area as described in the license. Only the licensed ground
282 ambulance provider may respond to an ambulance request that originates within the provider's
283 exclusive geographic service area, except as provided in Subsection (5) **H→ [H] and Section**
284 **26-8a-416 [H] ←H** .

285 (2) Each paramedic provider license issued under this part shall be for an exclusive
286 geographic service area as described in the license. Only the licensed paramedic provider may
287 respond to a paramedic request that originates within the exclusive geographic service area,
288 except as provided in Subsection (6) **H→ [H] and Section 26-8a-416 [H] ←H** .

289 (3) Nothing in this section may be construed as either requiring or prohibiting that the
290 formation of boundaries in a given location be the same for a licensed paramedic provider [~~as it~~
291 ~~is for]~~ and a licensed ambulance provider.

292 (4) (a) A licensed ground ambulance or paramedic provider may, as necessary, enter
293 into a mutual aid agreement to allow another licensed provider to give assistance in times of
294 unusual demand, as that term is defined by the committee in rule.

295 (b) A mutual aid agreement shall include a formal written plan detailing the type of
296 assistance and the circumstances under which it would be given.

297 (c) The parties to a mutual aid agreement shall submit a copy of the agreement to the
298 department.

299 (d) Notwithstanding this Subsection (4), a licensed provider may not subcontract with
300 another entity to provide services in the licensed provider's exclusive geographic service area.

301 (5) Notwithstanding Subsection (1), a licensed ground ambulance provider may
302 respond to an ambulance request that originates from the exclusive geographic area of another
303 provider:

304 (a) pursuant to a mutual aid agreement;

584 and the political subdivision shall enter into a public bid process under Sections 26-8a-405.1
585 and 26-8a-405.2.

586 (c) (i) The department shall issue an additional renewal license to a provider who has
587 already been issued a one-time renewal license under the provisions of Subsection (3)(b)(i) if
588 the department and the political subdivision do not receive, prior to the expiration of the
589 provider's license, written notice from an approved applicant informing the political
590 subdivision of the approved applicant's desire to submit a bid for ambulance or paramedic
591 service.

592 (ii) If the department and the political subdivision receive the notice in accordance with
593 Subsection (3)(c)(i), the department may not issue a renewal license and the political
594 subdivision shall enter into a public bid process under Sections 26-8a-405.1 and 26-8a-405.2.

595 (4) The department shall issue a renewal license for an air ambulance provider upon
596 the licensee's application for renewal and completion of the renewal requirements established
597 by department rule.

598 ~~H→ [Section 13. Repealer:~~

599 ~~———— This bill repeals:~~

600 ~~———— Section 26-8a-416, Transition to eliminate inconsistent licenses.] ←H~~