

EMERGENCY MEDICAL SERVICES

LEGISLATOR NOTICE

The Legislative Services Division is required to offer a brief history on the subject matter of a bill draft request prior to drafting (5-4-105, MCA; [Chapter 309, Laws of 2017](#)). The history must include related legislation introduced over the last five sessions and hyperlinks to the bill, hearing information, and fiscal notes. The legislation links below open to the page showing the status and history of bills introduced on this topic in the past. The bill text and any related fiscal notes can be accessed through the link at the top of that page.

Legislation can be complex and this history is not intended to be exhaustive. Please contact the drafter of the requested bill for more information.

Background Materials and Research

Topic Summary:

Emergency medical services (EMS) are a crucial service for the citizens of Montana, and most are provided through fire districts, municipal fire departments, medical centers, military affairs, or a combination. Ultimately, emergency medical services are under the authority of county governance, and counties are responsible for securing funding and services. [Title 7, chapter 33, MCA](#) contains statutes related to rural fire districts, fire service areas, and municipal fire departments, all of which have an obligation and authority to secure emergency medical services for their respective areas.

The Department of Military Affairs may provide other emergency services during declarations of emergency or disaster, as provided in [Title 10, chapter 3, MCA](#). In addition, the state mandates that every public and private safety agency establish and participate in an emergency telephone system (9-1-1), the creation, operation, and funding of which are detailed in [Title 10, chapter 4, MCA](#).

Legislative Services Division Materials:

[Preserving and Improving the Future of Volunteer Fire and Emergency Services in Montana](#), Interim Study Report – 2018

Other Materials:

[Emergency Medical Services \(EMS\)](#), Legislative Performance Audit - 2008

[Disaster & Emergency Services](#), Legislative Audit - 1998

Introduced Legislation

*Chapter number assigned means bill was passed and approved.

2017

[HB 268](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT SOLELY CREATING THE FELONY OFFENSE OF ASSAULT ON A HEALTH CARE WORKER OR EMERGENCY RESPONDER; PROVIDING A PENALTY; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

[HB 538](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT REVISING, REORGANIZING, AND UPDATING LAWS RELATED TO EMERGENCY CARE PROVIDERS; PROVIDING THAT EMERGENCY CARE PROVIDERS MAY RECEIVE AN ENDORSEMENT TO PRACTICE AS COMMUNITY VETERAN EMERGENCY CARE PROVIDERS BASED ON SPECIAL ADDITIONAL TRAINING; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-15-1731, 7-33-4510, 7-34-102, 37-3-102, 37-3-203, 37-3-303, 37-20-303, 37-27-104, 39-71-118, 45-5-214, 46-4-114, 50-6-105, 50-6-206, 50-6-302, 50-6-322, 50-6-323, 50-6-506, 50-9-102, 50-16-701, 61-2-502, 61-2-503, AND 61-2-504, MCA; AND REPEALING SECTIONS 50-6-201, 50-6-202, 50-6-203, AND 50-6-207, MCA."

[HB 612](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT REVISING, REORGANIZING, AND UPDATING LAWS RELATED TO EMERGENCY CARE PROVIDERS; PROVIDING THAT EMERGENCY CARE PROVIDERS MAY RECEIVE AN ENDORSEMENT TO PRACTICE AS COMMUNITY VETERAN EMERGENCY CARE PROVIDERS BASED ON SPECIAL ADDITIONAL TRAINING; ESTABLISHING AN ADDITIONAL FEE; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 2-15-1731, 7-33-4510, 7-34-102, 37-3-102, 37-3-203, 37-3-303, 37-20-303, 37-27-104, 39-71-118, 45-5-214, 46-4-114, 50-6-105, 50-6-206, 50-6-302, 50-6-322, 50-6-323, 50-6-506, 50-9-102, 50-16-701, 61-2-502, 61-2-503, AND 61-2-504, MCA; AND REPEALING SECTIONS 50-6-201, 50-6-202, 50-6-203, AND 50-6-207, MCA."

[SB 104](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING ESTABLISHMENT OF AN EMERGENCY CARE SYSTEM; ALLOWING THE BOARD OF MEDICAL EXAMINERS TO DETERMINE THE ROLE OF EMERGENCY CARE PROVIDERS; ALLOWING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO REGULATE THE EMERGENCY CARE SYSTEM; UPDATING TERMINOLOGY; AND AMENDING SECTIONS 2-15-1731, 7-33-4510, 7-34-102, ~~37-3-101~~, 37-3-102, 37-3-203, 37-20-303, 37-27-104, 39-71-118, 45-5-214, 46-4-114, 50-6-101, 50-6-102, 50-6-103, 50-6-105, 50-6-201, 50-6-202, 50-6-203, 50-6-206, 50-6-301, 50-6-302, 50-6-323, 50-6-506, 50-16-701, 61-2-502, 61-2-503, AND 61-2-504, MCA."

[SB 107](#) – Chapter Number Assigned -- AN ACT PROVIDING LIABILITY LIMITS FOR EMERGENCY CARE BY SEARCH AND RESCUE VOLUNTEERS; AMENDING SECTION 27-1-714, MCA; AND PROVIDING AN APPLICABILITY DATE.

[SB 142](#) – Chapter Number Assigned -- AN ACT REQUIRING CERTAIN LOCAL GOVERNMENTAL FIRE AGENCIES AND EMERGENCY SERVICE PROVIDERS TO NOTIFY THE AGENCIES' AND PROVIDERS' VOLUNTEERS IF WORKERS' COMPENSATION COVERAGE IS NOT PROVIDED; REQUIRING NOTIFICATION TO OCCUR ON AN ANNUAL BASIS; AND AMENDING SECTIONS 7-33-4510, 7-34-103, AND 39-71-118, MCA.

2015

[HB 241](#) – Chapter Number Assigned -- AN ACT CLARIFYING THAT CERTAIN AUTHORIZED EMERGENCY VEHICLES ARE NOT CONSIDERED COMMERCIAL MOTOR VEHICLES; AND AMENDING SECTION 61-1-101, MCA.

[SB 147](#) – Missed Deadline for Revenue Bill Transmittal -- A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING AN INCOME TAX CREDIT FOR QUALIFIED VOLUNTEER FIREFIGHTERS AND EMERGENCY MEDICAL TECHNICIANS; PROVIDING QUALIFICATIONS TO CLAIM THE CREDIT; PROVIDING THAT THE CREDIT IS REFUNDABLE; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE."

[SB 347](#) – Chapter Number Assigned -- AN ACT REVISING WORKERS' COMPENSATION COVERAGE OPTIONS FOR VOLUNTEER EMERGENCY MEDICAL TECHNICIANS, NONTRANSPORTING MEDICAL UNITS, AND CERTAIN AMBULANCE SERVICES; AMENDING SECTION 39-71-118, MCA; AND PROVIDING AN EFFECTIVE DATE.

[SB 352](#) – Missed Deadline for Revenue Bill Transmittal -- A BILL FOR AN ACT ENTITLED: "AN ACT CREATING THE OFFENSE OF ASSAULT ON A HEALTH CARE PROVIDER OR EMERGENCY RESPONDER; AND PROVIDING A PENALTY."

2013

[HB 165](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT REQUIRING THE OPERATOR OF A MOTOR VEHICLE ON CERTAIN ROADWAYS TO REDUCE THE SPEED OF THE VEHICLE TO 35 MILES PER HOUR UPON APPROACHING A STATIONARY AUTHORIZED EMERGENCY VEHICLE OR POLICE VEHICLE THAT IS DISPLAYING FLASHING OR ROTATING LIGHTS; AND AMENDING SECTION 61-8-346, MCA."

[HB 269](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT CREATING THE OFFENSE OF ASSAULT ON A HEALTH CARE PROVIDER OR EMERGENCY RESPONDER; AND PROVIDING PENALTIES."

[HB 365](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING ACCESS TO PRESCRIPTION PREMEASURED DOSES OF EPINEPHRINE BY CERTAIN TRAINED EMERGENCY RESPONDERS; REQUIRING THE BOARD OF MEDICAL EXAMINERS TO ADOPT RULES REGARDING A TRAINING CURRICULUM FOR EMERGENCY RESPONDERS; PROVIDING FOR TRAINING CURRICULUM RECOMMENDATIONS FROM THE BOARD OF PHARMACY; AND PROVIDING AN EFFECTIVE DATE."

[HB 540](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE STATE EMERGENCY TELEPHONE SYSTEM LAWS TO REQUIRE THAT FUNDS UNRECOVERED BY WIRELESS PROVIDERS BE DISTRIBUTED TO 9-1-1 JURISDICTIONS; AMENDING SECTION 10-4-313, MCA; AND PROVIDING AN EFFECTIVE DATE."

2011

[HB 262](#) – Chapter Number Assigned -- AN ACT MAKING PERMANENT THE EMERGENCY MEDICAL SERVICE PROVIDERS GRANT PROGRAM; APPROPRIATING FUNDS; REPEALING SECTION 12, CHAPTER 437, LAWS OF 2009; AND PROVIDING EFFECTIVE DATES.

[HB 279](#) – Chapter Number Assigned -- AN ACT PROVIDING DISASTER AND EMERGENCY SERVICES TO FEDERALLY RECOGNIZED INDIAN TRIBES WITHIN MONTANA; ALLOWING TRIBAL GOVERNMENTS TO REQUEST ASSISTANCE FROM THE GOVERNOR; AUTHORIZING EXPENDITURES WHEN JUSTIFIED BY A TRIBAL DISASTER OR EMERGENCY; REINSTATING SPENDING AUTHORITY WHEN EXPENDED FUNDS ARE RECOVERED; PROVIDING ASSISTANCE IN OBTAINING FEDERAL COMMUNITY DISASTER LOANS FOR TRIBAL GOVERNMENTS; PROVIDING FOR DEBRIS AND WRECKAGE REMOVAL FOR TRIBAL GOVERNMENTS; PROVIDING RULEMAKING AUTHORITY; AMENDING SECTIONS 10-3-101, 10-3-103, 10-3-105, 10-3-310, 10-3-311, 10-3-313, 10-3-314, AND 10-3-315, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

[HB 400](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT PROHIBITING A COUNTY, CONSOLIDATED CITY-COUNTY, OR MUNICIPALITY FROM IMPOSING FEES FOR CERTAIN EMERGENCY SERVICES PROVIDED IN RESPONSE TO A MOTOR VEHICLE ACCIDENT."

2009

[HB 256](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT AUTHORIZING A BOARD OF COUNTY COMMISSIONERS OR THE TRUSTEES OF A RURAL FIRE DISTRICT, IF A DISTRICT IS GOVERNED BY TRUSTEES, TO ESTABLISH AND CHARGE FEES FOR PROVISION OF CERTAIN EMERGENCY SERVICES; AMENDING SECTIONS 7-33-2105 AND 7-33-2109, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

[SB 83](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR EVALUATION OF EMERGENCY MEDICAL RUN REVIEWS FOR QUALITY IMPROVEMENT PURPOSES; PROVIDING DEFINITIONS; AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH AND HUMAN SERVICES TO REQUEST LOCAL EMS MEDICAL RUN REVIEWS AND PROVIDE RULES; ESTABLISHING STANDARDS FOR MEDICAL RUN REVIEWS IN EMS COUNCIL MEETINGS; REQUIRING THE CONFIDENTIALITY OF MEDICAL RUN REVIEW DATA IN SOME INSTANCES; AMENDING SECTION 50-6-302, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

[SB 205](#) – Died in Standing Committee -- A BILL FOR AN ACT ENTITLED: "AN ACT CREATING THE OFFENSE OF ASSAULT ON A HEALTH CARE PROVIDER OR EMERGENCY RESPONDER; AND PROVIDING PENALTIES."

Prepared By:

Toni Henneman, Research Analyst
Office of Research and Policy Analysis