ENROLLED
Committee Substitute for
HOUSE BILL No. 116le

(By Mr. Weberle)

Passed March 10, 1979
In Effect Ninety Days From Passage
ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 1166

(MRS. WEHRLE)

[Passed March 10, 1979; in effect ninety days from passage.]

AN ACT to amend and reenact section four, article four-c, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to allowing registered professional nurses and licensed practical nurses to be included among those who are qualified to accompany patients being transported in ambulances; and changing term of certification from two years to three years.

Be it enacted by the Legislature of West Virginia:

That section four, article four-c, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 4C. EMERGENCY MEDICAL SERVICE.

§16-4C-4. Standards for emergency medical service attendants; issuance, renewal, suspension and revocation of emergency medical service attendant certificates.

1 After the first day of January, one thousand nine hundred seventy-five, every ambulance, except those vehicles and aircraft exempted in section three of this article, shall have at least one of the following: physician, osteopathic physician, registered professional nurse, licensed practical nurse qualified...
to render first aid, any state licensed health provider qualified to render first aid or mobile intensive care paramedic duly licensed to serve in such capacity under the laws of this state or one person who possesses a valid emergency medical service attendant certificate issued hereunder by the director in its patient compartment at all times when a patient is being transported.

In accordance with the provisions of chapter twenty-nine-a of this code, the state board shall promulgate rules regarding the age, training and physical requirements of emergency medical service attendants. As a minimum training requirement, every emergency medical service attendant shall have earned and possess a valid American Red Cross advanced first aid certificate, or an advanced first aid certificate issued by the Mine Safety and Health Administration, United States Department of Labor or the equivalent thereof; or have successfully completed the course on emergency care and transportation of the sick and injured recommended by the American academy of orthopedic surgeons or the equivalent thereof, before he is issued a certificate: Provided, That any member of a rescue unit organized and engaged in providing ambulance service prior to the first day of January, one thousand nine hundred seventy-five, which is operated by a rescue squad, fire department, police department, county or municipality of this state, who on that date is certified by the respective county health officer of the county wherein such unit is based, or, if there is no county health officer, by the county commission or governing body of the jurisdiction wherein such unit is based, that he is adequately trained and is capable of performing the service required of an emergency medical service attendant, shall be issued an original emergency medical service attendant certificate by the director upon his submitting proper application for such certificate. The state board may promulgate rules for emergency medical service attendants which exceed this minimum training requirement.

Any person desiring certification as an emergency medical service attendant shall apply to the director using forms
and procedures prescribed by the director. Upon receipt of such application, the director shall determine if the applicant meets the requirements for certification and examine the applicant as, in his discretion, is necessary to make such determination. If it is determined that the applicant meets all of the requirements, the director shall issue an emergency medical service attendant certificate to the applicant. Emergency medical service attendant certificates issued by the director shall be valid for three years from the date of their issuance unless sooner suspended or revoked by the director. Certificates may be renewed for additional three year periods after examination of the certificate holder and determination by the director that such holder meets the requirements established for emergency medical service attendants: Provided, That if any county health officer of any county, or, if there is no county health officer, the county commission or governing body of the jurisdiction concludes that any area of that jurisdiction has not been afforded the necessary training or equipment to implement this section, then this section shall not apply.

The director may issue a temporary emergency medical service attendant certificate to an applicant, with or without examination of the applicant, when it finds such issuance to be in the public interest. Unless sooner suspended or revoked, a temporary certificate shall be valid initially for a period not exceeding one hundred twenty days and it shall not be renewed thereafter unless it be in the public interest: Provided, That the expiration date of any such temporary certificate issued shall be extended until the holder of such certificate is afforded at least one opportunity to take an emergency medical care attendant training course within the general area where he serves as an emergency medical service attendant, but the expiration date shall not be extended for any longer period of time or for any other reasons.

There shall be no fee or other payment required of an applicant for original certification as an emergency medical service attendant, or renewal of such certificate.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis
Chairman Senate Committee

Clarence B. Chisholm Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

J. William Jr.
Clerk of the Senate

James C. Atkinson
Clerk of the House of Delegates

President of the Senate

Hyde M. Lee, Jr.
Speaker House of Delegates

The within is approved this the 20th
day of March, 1979.

John J. Boland
Governor