ENROLLED

House Bill No. 3040
(By Delegates Givens, Linch, Staton, Mahan, Hutchins, Webb and Faircloth)

Passed March 12, 1999

In Effect from Passage
ENROLLED
H. B. 3040
(BY DELEGATES GIVENS, LINCH, STATON, MAHAN, HUTCHINS, WEBB AND FAIRCLOTH)

[Passed March 12, 1999; in effect from passage.]

AN ACT to amend and reenact section twenty-three, article four-c, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to directing the commissioner of the bureau of public health to propose for promulgation, legislative rules for licensure and inspection of certain fire department rapid response services.

Be it enacted by the Legislature of West Virginia:

That section twenty-three, 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 SERVICES ACT.
§16-4C-23. Authority of the commissioner to make rules.

1 (a) The commissioner shall propose for promulgation, legislative rules pursuant to article three, chapter twenty-nine-a of this code to carry out the purposes of this article.

4 (b) Notwithstanding the provisions of subsection (a), section six of this article, the commissioner shall propose for promulgation a legislative rule regulating fire department rapid
response services, pursuant to article three, chapter twenty-nine-a of this code which: (1) Establishes licensure and certification requirements for fire department rapid response services who do not charge for their services or transport patients; (2) incorporates necessary applicable emergency medical services requirements for licensure for “emergency medical services” as the requirements apply to fire departments and as defined in subsection (d), section three of this article; and (3) creates an exemption from license and inspection fees for fire departments that do not charge fees for their services and which authorizes such fire departments to conduct self inspections of their emergency vehicles in accordance with any applicable state or federal requirements for emergency medical service vehicles. The commissioner shall file the rule required by this subsection as an emergency rule on or before the first day of July, one thousand nine hundred ninety-nine. The Legislature hereby finds that an emergency exists compelling promulgation of an emergency rule, consistent with the provisions of this subsection.
That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Chairman Senate Committee

Chairman House Committee

Originating in the House.

Takes effect from passage.

Clerk of the Senate

Clerk of the House of Delegates

President of the Senate

Speaker of the House of Delegates

The within approval this the 25th day of March 1999.
PRESENTED TO THE
GOVERNOR
Date 3/12/99
Time 10:15 AM