

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Committee Substitute

for

Senate Bill 255

SENATORS BOSO, BALDWIN, AND MARONEY, *original sponsors*

[Originating in the Committee on Government

Organization; Reported on January 18, 2019]

1 A BILL to amend and reenact §16-4C-5 of the Code of West Virginia, 1931, as amended, relating
2 generally to the Emergency Medical Services Advisory Council; reconfiguring and
3 increasing the membership of the council by adding three voting citizen-members; and
4 requiring three members to be representative of professional groups.

Be it enacted by the Legislature of West Virginia:

ARTICLE 4C. EMERGENCY MEDICAL SERVICES ACT.

§16-4C-5. Emergency Medical Services Advisory Council; duties; composition; appointment; meetings; compensation and expenses.

1 (a) The Emergency Medical Services Advisory Council, ~~heretofore~~ created and
2 established by former ~~section seven of this article~~ §16-4C-7 of this code, is continued for the
3 purpose of developing, with the commissioner, standards for emergency medical services
4 personnel and for the purpose of providing advice to the Office of Emergency Medical Services
5 and the commissioner with respect to reviewing and making recommendations for, and providing
6 assistance to, the establishment and maintenance of adequate emergency medical services for
7 all portions of this state.

8 (b) The council shall have the duty to advise the commissioner in all matters pertaining to
9 his or her duties and functions in relation to carrying out the purposes of this article.

10 (c) The council shall be composed of ~~fifteen~~ 18 members appointed by the Governor by
11 and with the advice and consent of the Senate. The Mountain State Emergency Medical Services
12 Association shall submit to the Governor a list of six names of representatives from its Association
13 and a list of three names shall be submitted to the Governor of representatives of their respective
14 organizations by the County Commissioners' Association of West Virginia, the West Virginia State
15 Firemen's Association, the West Virginia Hospital Association, the West Virginia Chapter of the
16 American College of Emergency Physicians, the West Virginia Emergency Medical Services
17 Administrators Association, the West Virginia Emergency Medical Services Coalition, the
18 Ambulance Association of West Virginia, and the state Department of Education. The Governor

19 shall appoint from the respective lists submitted two persons who represent the Mountain State
20 Emergency Medical Services Association, one of whom shall be a paramedic and one of whom
21 shall be an emergency medical technician-basic; and one person from the County
22 Commissioners' Association of West Virginia, the West Virginia State Firemen's Association, the
23 West Virginia Hospital Association, the West Virginia Chapter of the American College of
24 Emergency Physicians, the West Virginia Emergency Medical Services Administrators
25 Association, the West Virginia Emergency Medical Services Coalition, the Ambulance Association
26 of West Virginia, and the state Department of Education. In addition, the Governor shall appoint
27 ~~the following: one person to represent emergency medical service providers operating within the~~
28 ~~state, one person to represent small emergency medical service providers operating within this~~
29 ~~state and three persons to represent the general public. Not more than six of the members may~~
30 ~~be appointed from any one congressional district~~

31 (1) One person to represent emergency medical services providers operating within the
32 state;

33 (2) One person to represent small emergency medical services providers operating within
34 this state;

35 (3) One person to represent emergency medical services training officers or
36 representatives;

37 (4) Two people to represent emergency medical services supervisors or administrators;
38 and

39 (5) Three persons to represent the general public who shall serve as voting members.

40 (d) Not more than six of the members may be appointed from any one congressional
41 district.

42 ~~(d)~~ (e) Each term is to be for three years, and no member may serve more than four
43 consecutive terms.

44 ~~(e)~~ (f) The council shall choose its own chairman and meet at the call of the commissioner
45 at least twice a year.

46 ~~(f)~~ (g) The members of the council shall receive compensation and expense
47 reimbursement in an amount not to exceed the same compensation and expense reimbursement
48 as is paid to members of the Legislature for their interim duties as recommended by the Citizens
49 Legislative Compensation Commission and authorized by law for each day, or substantial portion
50 thereof, engaged in the performance of official duties.

NOTE: The purpose of this bill is to reconfigure and increase the membership of the
Emergency Medical Services Advisory Council by adding three voting citizen-members
and requiring three members to be representative of professional groups.

Strike-throughs indicate language that would be stricken from a heading or the present law
and underscoring indicates new language that would be added.