

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Bill No. 24, Page 62, Section 190.100, Line 168,
2 by inserting after all of said section and line, the following:

3
4 "190.105. 1. No person, either as owner, agent or otherwise, shall furnish, operate, conduct,
5 maintain, advertise, or otherwise be engaged in or profess to be engaged in the business or service of
6 the transportation of patients by ambulance in the air, upon the streets, alleys, or any public way or
7 place of the state of Missouri unless such person holds a currently valid license from the department
8 for an ambulance service issued pursuant to the provisions of sections 190.001 to 190.245.

9 2. [No ground ambulance shall be operated for ambulance purposes, and no individual shall
10 drive, attend or permit it to be operated for such purposes in the state of Missouri unless the ground
11 ambulance is under the immediate supervision and direction of a person who is holding a currently
12 valid Missouri license as an emergency medical technician. Nothing in this section shall be
13 construed to mean that a duly registered nurse or a duly licensed physician be required to hold an
14 emergency medical technician's license. Each ambulance service is responsible for assuring that any
15 person driving its ambulance is competent in emergency vehicle operations and has a safe driving
16 record.] Each ground ambulance shall be staffed with at least two licensed individuals when
17 transporting a patient, except as provided in section 190.094.

18 3. No license shall be required for an ambulance service, or for the attendant of an
19 ambulance, which:

20 (1) Is rendering assistance in the case of an emergency, major catastrophe or any other
21 unforeseen event or series of events which jeopardizes the ability of the local ambulance service to
22 promptly respond to emergencies; or

23 (2) Is operated from a location or headquarters outside of Missouri in order to transport
24 patients who are picked up beyond the limits of Missouri to locations within or outside of Missouri,
25 but no such outside ambulance shall be used to pick up patients within Missouri for transportation to
26 locations within Missouri, except as provided in subdivision (1) of this subsection.

27 4. The issuance of a license pursuant to the provisions of sections 190.001 to 190.245 shall
28 not be construed so as to authorize any person to provide ambulance services or to operate any
29 ambulances without a franchise in any city not within a county or in a political subdivision in any
30 county with a population of over nine hundred thousand inhabitants, or a franchise, contract or
31 mutual-aid agreement in any other political subdivision which has enacted an ordinance making it
32 unlawful to do so.

33 5. Sections 190.001 to 190.245 shall not preclude the adoption of any law, ordinance or
34 regulation not in conflict with such sections by any city not within a county, or at least as strict as
35 such sections by any county, municipality or political subdivision except that no such regulations or
36 ordinances shall be adopted by a political subdivision in a county with a population of over nine
37 hundred thousand inhabitants except by the county's governing body.

Action Taken _____ Date _____

1 6. In a county with a population of over nine hundred thousand inhabitants, the governing
2 body of the county shall set the standards for all ambulance services which shall comply with
3 subsection 5 of this section. All such ambulance services must be licensed by the department. The
4 governing body of such county shall not prohibit a licensed ambulance service from operating in the
5 county, as long as the ambulance service meets county standards.

6 7. An ambulance service or vehicle when operated for the purpose of transporting persons
7 who are sick, injured, or otherwise incapacitated shall not be treated as a common or contract carrier
8 under the jurisdiction of the Missouri division of motor carrier and railroad safety.

9 8. Sections 190.001 to 190.245 shall not apply to, nor be construed to include, any motor
10 vehicle used by an employer for the transportation of such employer's employees whose illness or
11 injury occurs on private property, and not on a public highway or property, nor to any person
12 operating such a motor vehicle.

13 9. A political subdivision that is authorized to operate a licensed ambulance service may
14 establish, operate, maintain and manage its ambulance service, and select and contract with a
15 licensed ambulance service. Any political subdivision may contract with a licensed ambulance
16 service.

17 10. Except as provided in subsections 5 and 6, nothing in section 67.300, or subsection 2 of
18 section 190.109, shall be construed to authorize any municipality or county which is located within
19 an ambulance district or a fire protection district that is authorized to provide ambulance service to
20 promulgate laws, ordinances or regulations related to the provision of ambulance services. This
21 provision shall not apply to any municipality or county which operates an ambulance service
22 established prior to August 28, 1998.

23 11. Nothing in section 67.300 or subsection 2 of section 190.109 shall be construed to
24 authorize any municipality or county which is located within an ambulance district or a fire
25 protection district that is authorized to provide ambulance service to operate an ambulance service
26 without a franchise in an ambulance district or a fire protection district that is authorized to provide
27 ambulance service which has enacted an ordinance making it unlawful to do so. This provision shall
28 not apply to any municipality or county which operates an ambulance service established prior to
29 August 28, 1998.

30 12. No provider of ambulance service within the state of Missouri which is licensed by the
31 department to provide such service shall discriminate regarding treatment or transportation of
32 emergency patients on the basis of race, sex, age, color, religion, sexual preference, national origin,
33 ancestry, handicap, medical condition or ability to pay.

34 13. No provision of this section, other than subsections 5, 6, 10 and 11 of this section, is
35 intended to limit or supersede the powers given to ambulance districts pursuant to this chapter or to
36 fire protection districts pursuant to chapter 321, or to counties, cities, towns and villages pursuant to
37 chapter 67.

38 14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such
39 service shall notify the department of the change in ownership within thirty days of such sale or
40 transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance
41 service to verify compliance with the licensure standards of sections 190.001 to 190.245."; and
42

43 Further amend said bill by amending the title, enacting clause, and intersectional references
44 accordingly.