

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Bill No. 1573, Page 1, Section A, Line 4, by inserting immediately after said
2 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. In emergency situations which require
18 additional medical personnel to assist the patient during transportation, a first responder, firefighter,
19 or law enforcement personnel with a valid drivers' license and prior experience with driving
20 emergency vehicles may drive the ground ambulance provided the ground ambulance service
21 stipulates to this practice in operational policies.

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

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

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

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

37 5. Sections 190.001 to 190.245 shall not preclude the adoption of any law, ordinance or

Action Taken _____ Date _____

1 regulation not in conflict with such sections by any city not within a county, or at least as strict as
2 such sections by any county, municipality or political subdivision except that no such regulations or
3 ordinances shall be adopted by a political subdivision in a county with a population of over nine
4 hundred thousand inhabitants except by the county's governing body.

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

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

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

17 9. A political subdivision that is authorized to operate a licensed ambulance service may
18 establish, operate, maintain and manage its ambulance service, and select and contract with a
19 licensed ambulance service. Any political subdivision may contract with a licensed ambulance
20 service.

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

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

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

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

42 14. Upon the sale or transfer of any ground ambulance service ownership, the owner of such
43 service shall notify the department of the change in ownership within thirty days of such sale or
44 transfer. After receipt of such notice, the department shall conduct an inspection of the ambulance
45 service to verify compliance with the licensure standards of sections 190.001 to 190.245."; and
46

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