CHAPTER 218
SB 374 - FINAL VERSION

19Apr2018... 1331h
05/10/2018 1953EBA

2018 SESSION

18-2969
05/04

SENATE BILL ***374***

AN ACT **relative to adoption of emergency medical and trauma services protocols.**

SPONSORS: **Sen. Kahn, Dist 10; Sen. Feltes, Dist 15**

COMMITTEE: **Executive Departments and Administration**

ANALYSIS

This bill exempts the adoption of emergency medical and trauma services protocols from the rulemaking process under RSA 541-A.

Explanation: **Matter added to current law appears in *bold italics.***
Matter removed from current law appears [~~in brackets and struckthrough.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Eighteen

AN ACT **relative to adoption of emergency medical and trauma services protocols.**

Be it Enacted by the Senate and House of Representatives in General Court convened:

218:1 Emergency Medical and Trauma Services; Powers and Duties of the Coordinating Board. Amend RSA 153-A:4, VI to read as follows:

VI. Approve statewide trauma policies[~~,~~] *and* procedures[~~, and protocols~~] of the statewide trauma system and the establishment of minimum standards for system performance and patient care proposed by the commissioner prior to their adoption under RSA 541-A *and approve statewide trauma protocols prior to their adoption under RSA 153-A:20-a*.

218:2 New Paragraph; Emergency Medical and Trauma Services Coordinating Board; Hearing Prior to Recommendation of Minimum Standards or Protocols. Amend RSA 153-A:4 by inserting after paragraph VI the following new paragraph:

VI-a. Prior to any final vote regarding minimum standards or protocols:

(a) Provide notice of the proposed action to fire and emergency medical service members.

(b) Allow a 60-day period for the receipt of written comments on the proposal.

(c) Hold public hearings, one in the daytime hours and another during the evening hours, in such a way as to maximize input from fire and emergency medical service members.

218:3 Emergency Medical Services Medical Control Board; Submission of Protocols. Amend RSA 153-A:5, III(d) to read as follows:

(d) Submitting to the commissioner standardized protocols concerning patient care to consider for adoption as rules[~~,~~] *pursuant to RSA 153-A:20-a, which shall be exempt from RSA 541-A and* which shall address prerequisites within protocols governing their use by providers, living wills established under RSA 137-H, durable powers of attorney for health care established under RSA 137-J, and patient-requested, physician generated orders relative to resuscitation.

218:4 New Section; Emergency Medical and Trauma Services Protocols. Amend RSA 153-A by inserting after section 20 the following new section:

153-A:20-a Emergency Medical and Trauma Services Protocols. The commissioner shall adopt rules, which shall be exempt from the provisions of RSA 541-A, relative to

protocols approved and issued by the emergency medical services medical control board for provision of emergency medical care, which shall address living wills established under RSA 137-J, durable powers of attorney for health care established under RSA 137-J, and patient-requested, physician generated orders relative to resuscitation.

218:5 Repeal. **RSA 153-A:20, II, relative to adoption of emergency medical and trauma services protocols under RSA 541-A, is repealed.**

218:6 Effective Date. **This act shall take effect 60 days after its passage.**

Approved: June 08, 2018
Effective Date: August 07, 2018