

SB1959



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

SB1959

Introduced 2/20/2009, by Sen. John M. Sullivan

SYNOPSIS AS INTRODUCED:

210 ILCS 50/3.86 new

Amends the Emergency Medical Services (EMS) Systems Act. Provides for licensure of stretcher van providers by the Department of Public Health. Provides that a stretcher van provider may provide transport of a passenger on a stretcher, provided the passenger needs no medical equipment, medical monitoring, or medical observation. Provides that a stretcher van provider may not provide transport of a passenger if the passenger is acutely ill, wounded, or medically unstable or meets certain other conditions. Sets forth the Department's responsibilities in connection with licensure of stretcher van providers. Effective immediately.

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FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Emergency Medical Services (EMS) Systems Act
5 is amended by adding Section 3.86 as follows:

6 (210 ILCS 50/3.86 new)

7 Sec. 3.86. Stretcher van providers.

8 (a) In this Section, "stretcher van provider" means an
9 entity licensed by the Department to provide non-emergency
10 transportation of passengers on a stretcher in compliance with
11 this Act or the rules adopted by the Department pursuant to
12 this Act, utilizing stretcher vans.

13 (b) The Department has the authority and responsibility to
14 do the following:

15 (1) Require all stretcher van providers, both publicly
16 and privately owned, to be licensed by the Department.

17 (2) Establish licensing and safety standards and
18 requirements for stretcher van providers, through rules
19 adopted pursuant to this Act, including but not limited to:

20 (A) Vehicle design, specification, operation, and
21 maintenance standards.

22 (B) Safety equipment requirements and standards.

23 (C) Staffing requirements.

1 (D) Annual license renewal.

2 (3) License all stretcher van providers that have met
3 the Department's requirements for licensure.

4 (4) Annually inspect all licensed stretcher van
5 providers, and relicense providers that have met the
6 Department's requirements for license renewal.

7 (5) Suspend, revoke, refuse to issue, or refuse to
8 renew the license of any stretcher van provider, or that
9 portion of a license pertaining to a specific vehicle
10 operated by a provider, after an opportunity for a hearing,
11 when findings show that the provider or one or more of its
12 vehicles has failed to comply with the standards and
13 requirements of this Act or the rules adopted by the
14 Department pursuant to this Act.

15 (6) Issue an emergency suspension order for any
16 provider or vehicle licensed under this Act when the
17 Director or his or her designee has determined that an
18 immediate or serious danger to the public health, safety,
19 and welfare exists. Suspension or revocation proceedings
20 that offer an opportunity for a hearing shall be promptly
21 initiated after the emergency suspension order has been
22 issued.

23 (7) Prohibit any stretcher van provider from
24 advertising, identifying its vehicles, or disseminating
25 information in a false or misleading manner concerning the
26 provider's type and level of vehicles, location, response

1 times, level of personnel, licensure status, or EMS System
2 participation.

3 (8) Charge each stretcher van provider a fee, to be
4 submitted with each application for licensure and license
5 renewal, which shall not exceed \$25 per vehicle, up to \$500
6 per provider.

7 (c) A stretcher van provider may provide transport of a
8 passenger on a stretcher, provided the passenger meets all of
9 the following requirements:

10 (1) He or she needs no medical equipment, except
11 self-administered medications.

12 (2) He or she needs no medical monitoring or medical
13 observation.

14 (3) He or she needs routine transportation to or from a
15 medical appointment or service if the passenger is
16 convalescent or otherwise bed-confined and does not
17 require medical monitoring, aid, care, or treatment during
18 transport.

19 (d) A stretcher van provider may not transport a passenger
20 who meets any of the following conditions:

21 (1) He or she is currently admitted to a hospital or is
22 being transported to a hospital for admission or emergency
23 treatment.

24 (2) He or she is acutely ill, wounded, or medically
25 unstable as determined by a licensed physician.

26 (3) He or she is experiencing an emergency medical

1 condition, an acute medical condition, an exacerbation of a
2 chronic medical condition, or a sudden illness or injury.

3 (4) He or she was administered a medication that might
4 prevent the passenger from caring for himself or herself.

5 (5) He or she was discharged from a hospital and
6 admitted to another facility where 24-hour monitoring will
7 take place by certified or licensed nursing personnel.

8 Section 99. Effective date. This Act takes effect upon
9 becoming law.