

By: Gallegos

S.B. No. 917

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the regulation of emergency service providers in  
3 municipalities or the unincorporated areas of certain counties.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 773.051, Health and Safety Code, is  
6 amended to read as follows:

7 Sec. 773.051. [~~MUNICIPAL~~] REGULATION IN MUNICIPALITIES OR  
8 CERTAIN COUNTIES. (a) A municipality by ordinance may establish  
9 standards for an emergency medical services provider that are  
10 stricter than the minimum standards of this chapter and department  
11 rules adopted under this chapter.

12 (b) A county with a population of more than 3.2 million may  
13 establish, by regulation, standards for an emergency medical  
14 services provider that are applicable in an unincorporated area of  
15 the county and that are stricter than the minimum standards of this  
16 chapter and department rules adopted under this chapter.

17 (c) The municipality or county may require an emergency  
18 medical service provider to obtain a permit on a periodic basis to  
19 operate within the municipality's or county's jurisdiction. An  
20 application for a permit must be made in accordance with the  
21 regulations adopted by the municipality or county with  
22 jurisdiction. The county or municipality shall deposit funds  
23 collected from permit applications into an emergency medical  
24 services fund. The municipality or county shall use money from the

1 fund to administer this section.

2 (d) The municipality or county may inspect an emergency  
3 medical services vehicle or the premises of an emergency medical  
4 service provider's place of business to ensure that the provider is  
5 in compliance with regulations adopted by the municipality or  
6 county.

7 (e) The municipality or county may deny, suspend, or revoke  
8 a permit issued by the municipality or county.

9 (f) A district court may hear a suit arising from the  
10 denial, suspension, or revocation of a permit under Subsection (e).

11 (g) The municipality or county may seek an injunction from  
12 the district court to prohibit a violation of a regulation adopted  
13 under this section.

14 SECTION 2. This Act takes effect immediately if it receives  
15 a vote of two-thirds of all the members elected to each house, as  
16 provided by Section 39, Article III, Texas Constitution. If this  
17 Act does not receive the vote necessary for immediate effect, this  
18 Act takes effect September 1, 2005.