

SENATE AMENDMENTS

2nd Printing

By: Kolkhorst, Raymond

H.B. No. 3556

A BILL TO BE ENTITLED

AN ACT

relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.

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

SECTION 1. Section 773.0571, Health and Safety Code, is amended to read as follows:

Sec. 773.0571. REQUIREMENTS FOR PROVIDER LICENSE. The department shall issue to an emergency medical services provider applicant a license that is valid for two years if the department is satisfied that:

(1) the applicant [~~emergency medical services provider~~] has adequate staff to meet the staffing standards prescribed by this chapter and the rules adopted under this chapter;

(2) each emergency medical services vehicle is adequately constructed, equipped, maintained, and operated to render basic or advanced life support services safely and efficiently;

(3) the applicant [~~emergency medical services provider~~] offers safe and efficient services for emergency prehospital care and transportation of patients; [~~and~~]

(4) the applicant:

(A) possesses sufficient professional experience

1 and qualifications to provide emergency medical services; and

2 (B) has not been excluded from participation in
3 the state Medicaid program;

4 (5) the applicant holds a letter of approval issued
5 under Section 773.0573 by the governing body of the municipality or
6 the commissioners court of the county in which the applicant is
7 located and is applying to provide emergency medical services, as
8 applicable; and

9 (6) the applicant [~~emergency medical services~~
10 ~~provider~~] complies with the rules adopted [~~by the board~~] under this
11 chapter.

12 SECTION 2. Subchapter C, Chapter 773, Health and Safety
13 Code, is amended by adding Sections 773.05711, 773.05712, and
14 773.05713 to read as follows:

15 Sec. 773.05711. ADDITIONAL EMERGENCY MEDICAL SERVICES
16 PROVIDER LICENSE REQUIREMENTS. (a) In addition to the
17 requirements for obtaining or renewing an emergency medical
18 services provider license under this subchapter, a person who
19 applies for a license or for a renewal of a license must:

20 (1) provide the department with a letter of credit
21 issued by a federally insured bank or savings institution in the
22 amount of:

23 (A) \$100,000 for the initial license and for
24 renewal of the license on the second anniversary of the date the
25 initial license is issued;

26 (B) \$75,000 for renewal of the license on the
27 fourth anniversary of the date the initial license is issued;

1 (C) \$50,000 for renewal of the license on the
2 sixth anniversary of the date the initial license is issued; and

3 (D) \$25,000 for renewal of the license on the
4 eighth anniversary of the date the initial license is issued and
5 each subsequent renewal;

6 (2) provide the department with a surety bond in the
7 amount of:

8 (A) \$50,000 for the initial license and for
9 renewal of the license on the second anniversary of the date the
10 initial license is issued;

11 (B) \$25,000 for renewal of the license on the
12 fourth anniversary of the date the initial license is issued; and

13 (C) \$10,000 for renewal of the license on the
14 sixth anniversary of the date the initial license is issued and each
15 subsequent renewal; and

16 (3) submit for approval by the department the name and
17 contact information of the provider's administrator of record who
18 satisfies the requirements under Section 773.05712.

19 (b) An emergency medical services provider that is directly
20 operated by a governmental entity is exempt from this section.

21 Sec. 773.05712. ADMINISTRATOR OF RECORD. (a) The
22 administrator of record for an emergency medical services provider
23 licensed under this subchapter:

24 (1) may not be employed or otherwise compensated by
25 another private for-profit emergency medical services provider;

26 (2) must meet the qualifications required for an
27 emergency medical technician or other health care professional

1 license or certification issued by this state; and

2 (3) must submit to a criminal history record check at
3 the applicant's expense.

4 (b) Section 773.0415 does not apply to information an
5 administrator of record is required to provide under this section.

6 (c) An administrator of record initially approved by the
7 department may be required to complete an education course for new
8 administrators of record. The executive commissioner shall
9 recognize, prepare, or administer the education course for new
10 administrators of record, which must include information about the
11 laws and department rules that affect emergency medical services
12 providers.

13 (d) An administrator of record approved by the department
14 under Section 773.05711(a) annually must complete at least eight
15 hours of continuing education following initial approval. The
16 executive commissioner shall recognize, prepare, or administer
17 continuing education programs for administrators of record, which
18 must include information about changes in law and department rules
19 that affect emergency medical services providers.

20 (e) An emergency medical services provider that is directly
21 operated by a governmental entity is exempt from this section.

22 Sec. 773.05713. REPORT TO LEGISLATURE. Not later than
23 December 1 of each even-numbered year, the department shall
24 electronically submit a report to the lieutenant governor, the
25 speaker of the house of representatives, and the standing
26 committees of the house and senate with jurisdiction over the
27 department on the effect of Sections 773.05711 and 773.05712 that

1 includes:

2 (1) the total number of applications for emergency
3 medical services provider licenses submitted to the department and
4 the number of applications for which licenses were issued or
5 licenses were denied by the department;

6 (2) the number of emergency medical services provider
7 licenses that were suspended or revoked by the department for
8 violations of those sections and a description of the types of
9 violations that led to the license suspension or revocation;

10 (3) the number of occurrences and types of fraud
11 committed by licensed emergency medical services providers related
12 to those sections;

13 (4) the number of complaints made against licensed
14 emergency medical services providers for violations of those
15 sections and a description of the types of complaints; and

16 (5) the status of any coordination efforts of the
17 department and the Texas Medical Board related to those sections.

18 SECTION 3. Subchapter C, Chapter 773, Health and Safety
19 Code, is amended by adding Section 773.0573 to read as follows:

20 Sec. 773.0573. LETTER OF APPROVAL FROM LOCAL GOVERNMENTAL
21 ENTITY. (a) An emergency medical services provider applicant must
22 obtain a letter of approval from:

23 (1) the governing body of the municipality in which
24 the applicant is located and is applying to provide emergency
25 medical services; or

26 (2) if the applicant is not located in a municipality,
27 the commissioners court of the county in which the applicant is

1 located and is applying to provide emergency medical services.

2 (b) A governing body of a municipality or a commissioners
3 court of a county may issue a letter of approval to an emergency
4 medical services provider applicant who is applying to provide
5 emergency medical services in the municipality or county only if
6 the governing body or commissioners court determines that:

7 (1) the addition of another licensed emergency medical
8 services provider will not interfere with or adversely affect the
9 provision of emergency medical services by the licensed emergency
10 medical services providers operating in the municipality or county;

11 (2) the addition of another licensed emergency medical
12 services provider will remedy an existing provider shortage that
13 cannot be resolved through the use of the licensed emergency
14 medical services providers operating in the municipality or county;
15 and

16 (3) the addition of another licensed emergency medical
17 services provider will not cause an oversupply of licensed
18 emergency medical services providers in the municipality or county.

19 (c) An emergency medical services provider is prohibited
20 from expanding operations to or stationing any emergency medical
21 services vehicles in a municipality or county other than the
22 municipality or county from which the provider obtained the letter
23 of approval under this section until after the second anniversary
24 of the date the provider's initial license was issued, unless the
25 expansion or stationing occurs in connection with:

26 (1) a contract awarded by another municipality or
27 county for the provision of emergency medical services;

1 (2) an emergency response made in connection with an
2 existing mutual aid agreement; or

3 (3) an activation of a statewide emergency or disaster
4 response by the department.

5 (d) This section does not apply to:

6 (1) renewal of an emergency medical services provider
7 license; or

8 (2) a municipality, county, emergency services
9 district, hospital, or emergency medical services volunteer
10 provider organization in this state that applies for an emergency
11 medical services provider license.

12 SECTION 4. Subchapter C, Chapter 773, Health and Safety
13 Code, is amended by adding Section 773.06141 to read as follows:

14 Sec. 773.06141. SUSPENSION, REVOCATION, OR DENIAL OF
15 EMERGENCY MEDICAL SERVICES PROVIDER LICENSE. The commissioner may
16 suspend, revoke, or deny an emergency medical services provider
17 license on the grounds that the provider's administrator of record,
18 employee, or other representative:

19 (1) has been convicted of, or placed on deferred
20 adjudication community supervision or deferred disposition for, an
21 offense that directly relates to the duties and responsibilities of
22 the administrator, employee, or representative, other than an
23 offense for which points are assigned under Section 708.052,
24 Transportation Code;

25 (2) has been convicted of or placed on deferred
26 adjudication community supervision or deferred disposition for an
27 offense, including:

1 (A) an offense listed in Sections 3g(a)(1)(A)
2 through (H), Article 42.12, Code of Criminal Procedure; or

3 (B) an offense, other than an offense described
4 by Subdivision (1), for which the person is subject to registration
5 under Chapter 62, Code of Criminal Procedure; or

6 (3) has been convicted of Medicare or Medicaid fraud,
7 has been excluded from participation in the state Medicaid program,
8 or has a hold on payment for reimbursement under the state Medicaid
9 program under Subchapter C, Chapter 531, Government Code.

10 SECTION 5. Notwithstanding Chapter 773, Health and Safety
11 Code, as amended by this Act, the Department of State Health
12 Services may not issue any new emergency medical services provider
13 licenses for the period beginning on September 1, 2013, and ending
14 on February 28, 2015. The moratorium does not apply to the issuance
15 of an emergency medical services provider license to a
16 municipality, county, emergency services district, hospital, or
17 emergency medical services volunteer provider organization in this
18 state, or to an emergency medical services provider applicant who
19 is applying to provide services in response to 9-1-1 calls and is
20 located in a rural area, as that term is defined in Section
21 773.0045, Health and Safety Code.

22 SECTION 6. Section 773.0571, Health and Safety Code, as
23 amended by this Act, and Section 773.0573, Health and Safety Code,
24 as added by this Act, apply only to an application for approval of
25 an emergency medical services provider license submitted to the
26 Department of State Health Services on or after the effective date
27 of this Act. An application submitted before the effective date of

1 this Act is governed by the law in effect immediately before the
2 effective date of this Act, and that law is continued in effect for
3 that purpose.

4 SECTION 7. The change in law made by this Act applies only
5 to an application for approval or renewal of an emergency medical
6 services provider license submitted to the Department of State
7 Health Services on or after the effective date of this Act. An
8 application submitted before the effective date of this Act is
9 governed by the law in effect immediately before the effective date
10 of this Act, and that law is continued in effect for that purpose.

11 SECTION 8. This Act takes effect September 1, 2013.

ADOPTED

MAY 22 2013

Atty Gen
Secretary of the Senate

By: NELSON

H.B. No. 3556

Substitute the following for H.B. No. 3556 :

By: Jane Nelson

C.S. H.B. No. 3556

A BILL TO BE ENTITLED

AN ACT

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relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.

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

SECTION 1. Section 773.0571, Health and Safety Code, is amended to read as follows:

Sec. 773.0571. REQUIREMENTS FOR PROVIDER LICENSE. The department shall issue to an emergency medical services provider applicant a license that is valid for two years if the department is satisfied that:

(1) the applicant [~~emergency medical services provider~~] has adequate staff to meet the staffing standards prescribed by this chapter and the rules adopted under this chapter;

(2) each emergency medical services vehicle is adequately constructed, equipped, maintained, and operated to render basic or advanced life support services safely and efficiently;

(3) the applicant [~~emergency medical services provider~~] offers safe and efficient services for emergency prehospital care and transportation of patients; [~~and~~]

(4) the applicant:

(A) possesses sufficient professional experience

1 and qualifications to provide emergency medical services; and

2 (B) has not been excluded from participation in
3 the state Medicaid program;

4 (5) the applicant holds a letter of approval issued
5 under Section 773.0573 by the governing body of the municipality or
6 the commissioners court of the county in which the applicant is
7 located and is applying to provide emergency medical services, as
8 applicable; and

9 (6) the applicant [~~emergency medical services~~
10 ~~provider~~] complies with the rules adopted [~~by the board~~] under this
11 chapter.

12 SECTION 2. Subchapter C, Chapter 773, Health and Safety
13 Code, is amended by adding Sections 773.05711, 773.05712, and
14 773.05713 to read as follows:

15 Sec. 773.05711. ADDITIONAL EMERGENCY MEDICAL SERVICES
16 PROVIDER LICENSE REQUIREMENTS. (a) In addition to the
17 requirements for obtaining or renewing an emergency medical
18 services provider license under this subchapter, a person who
19 applies for a license or for a renewal of a license must:

20 (1) provide the department with a letter of credit
21 issued by a federally insured bank or savings institution in the
22 amount of:

23 (A) \$100,000 for the initial license and for
24 renewal of the license on the second anniversary of the date the
25 initial license is issued;

26 (B) \$75,000 for renewal of the license on the
27 fourth anniversary of the date the initial license is issued;

1 (C) \$50,000 for renewal of the license on the
2 sixth anniversary of the date the initial license is issued; and

3 (D) \$25,000 for renewal of the license on the
4 eighth anniversary of the date the initial license is issued;

5 (2) if the applicant participates in the medical
6 assistance program operated under Chapter 32, Human Resources Code,
7 the Medicaid managed care program operated under Chapter 533,
8 Government Code, or the child health plan program operated under
9 Chapter 62 of this code, provide the Health and Human Services
10 Commission with a surety bond in the amount of \$50,000; and

11 (3) submit for approval by the department the name and
12 contact information of the provider's administrator of record who
13 satisfies the requirements under Section 773.05712.

14 (b) An emergency medical services provider that is directly
15 operated by a governmental entity is exempt from this section.

16 Sec. 773.05712. ADMINISTRATOR OF RECORD. (a) The
17 administrator of record for an emergency medical services provider
18 licensed under this subchapter:

19 (1) may not be employed or otherwise compensated by
20 another private for-profit emergency medical services provider;

21 (2) must meet the qualifications required for an
22 emergency medical technician or other health care professional
23 license or certification issued by this state; and

24 (3) must submit to a criminal history record check at
25 the applicant's expense.

26 (b) Section 773.0415 does not apply to information an
27 administrator of record is required to provide under this section.

1 (c) An administrator of record initially approved by the
2 department may be required to complete an education course for new
3 administrators of record. The executive commissioner shall
4 recognize, prepare, or administer the education course for new
5 administrators of record, which must include information about the
6 laws and department rules that affect emergency medical services
7 providers.

8 (d) An administrator of record approved by the department
9 under Section 773.05711(a) annually must complete at least eight
10 hours of continuing education following initial approval. The
11 executive commissioner shall recognize, prepare, or administer
12 continuing education programs for administrators of record, which
13 must include information about changes in law and department rules
14 that affect emergency medical services providers.

15 (e) Subsection (a)(2) does not apply to an emergency medical
16 services provider that held a license on September 1, 2013, and has
17 an administrator of record who has at least eight years of
18 experience providing emergency medical services.

19 (f) An emergency medical services provider that is directly
20 operated by a governmental entity is exempt from this section.

21 Sec. 773.05713. REPORT TO LEGISLATURE. Not later than
22 December 1 of each even-numbered year, the department shall
23 electronically submit a report to the lieutenant governor, the
24 speaker of the house of representatives, and the standing
25 committees of the house and senate with jurisdiction over the
26 department on the effect of Sections 773.05711 and 773.05712 that
27 includes:

1 (1) the total number of applications for emergency
2 medical services provider licenses submitted to the department and
3 the number of applications for which licenses were issued or
4 licenses were denied by the department;

5 (2) the number of emergency medical services provider
6 licenses that were suspended or revoked by the department for
7 violations of those sections and a description of the types of
8 violations that led to the license suspension or revocation;

9 (3) the number of occurrences and types of fraud
10 committed by licensed emergency medical services providers related
11 to those sections;

12 (4) the number of complaints made against licensed
13 emergency medical services providers for violations of those
14 sections and a description of the types of complaints; and

15 (5) the status of any coordination efforts of the
16 department and the Texas Medical Board related to those sections.

17 SECTION 3. Subchapter C, Chapter 773, Health and Safety
18 Code, is amended by adding Section 773.0573 to read as follows:

19 Sec. 773.0573. LETTER OF APPROVAL FROM LOCAL GOVERNMENTAL
20 ENTITY. (a) An emergency medical services provider applicant must
21 obtain a letter of approval from:

22 (1) the governing body of the municipality in which
23 the applicant is located and is applying to provide emergency
24 medical services; or

25 (2) if the applicant is not located in a municipality,
26 the commissioners court of the county in which the applicant is
27 located and is applying to provide emergency medical services.

1 (b) A governing body of a municipality or a commissioners
2 court of a county may issue a letter of approval to an emergency
3 medical services provider applicant who is applying to provide
4 emergency medical services in the municipality or county only if
5 the governing body or commissioners court determines that:

6 (1) the addition of another licensed emergency medical
7 services provider will not interfere with or adversely affect the
8 provision of emergency medical services by the licensed emergency
9 medical services providers operating in the municipality or county;

10 (2) the addition of another licensed emergency medical
11 services provider will remedy an existing provider shortage that
12 cannot be resolved through the use of the licensed emergency
13 medical services providers operating in the municipality or county;
14 and

15 (3) the addition of another licensed emergency medical
16 services provider will not cause an oversupply of licensed
17 emergency medical services providers in the municipality or county.

18 (c) An emergency medical services provider is prohibited
19 from expanding operations to or stationing any emergency medical
20 services vehicles in a municipality or county other than the
21 municipality or county from which the provider obtained the letter
22 of approval under this section until after the second anniversary
23 of the date the provider's initial license was issued, unless the
24 expansion or stationing occurs in connection with:

25 (1) a contract awarded by another municipality or
26 county for the provision of emergency medical services;

27 (2) an emergency response made in connection with an

1 existing mutual aid agreement; or

2 (3) an activation of a statewide emergency or disaster
3 response by the department.

4 (d) This section does not apply to:

5 (1) renewal of an emergency medical services provider
6 license; or

7 (2) a municipality, county, emergency services
8 district, hospital, or emergency medical services volunteer
9 provider organization in this state that applies for an emergency
10 medical services provider license.

11 SECTION 4. Subchapter C, Chapter 773, Health and Safety
12 Code, is amended by adding Section 773.06141 to read as follows:

13 Sec. 773.06141. SUSPENSION, REVOCATION, OR DENIAL OF
14 EMERGENCY MEDICAL SERVICES PROVIDER LICENSE. (a) The commissioner
15 may suspend, revoke, or deny an emergency medical services provider
16 license on the grounds that the provider's administrator of record,
17 employee, or other representative:

18 (1) has been convicted of, or placed on deferred
19 adjudication community supervision or deferred disposition for, an
20 offense that directly relates to the duties and responsibilities of
21 the administrator, employee, or representative, other than an
22 offense for which points are assigned under Section 708.052,
23 Transportation Code;

24 (2) has been convicted of or placed on deferred
25 adjudication community supervision or deferred disposition for an
26 offense, including:

27 (A) an offense listed in Sections 3g(a)(1)(A)

1 through (H), Article 42.12, Code of Criminal Procedure; or
2 (B) an offense, other than an offense described
3 by Subdivision (1), for which the person is subject to registration
4 under Chapter 62, Code of Criminal Procedure; or
5 (3) has been convicted of Medicare or Medicaid fraud,
6 has been excluded from participation in the state Medicaid program,
7 or has a hold on payment for reimbursement under the state Medicaid
8 program under Subchapter C, Chapter 531, Government Code.

9 (b) An emergency medical services provider that is directly
10 operated by a governmental entity is exempt from this section.

11 SECTION 5. Section 773.0571, Health and Safety Code, as
12 amended by this Act, and Section 773.0573, Health and Safety Code,
13 as added by this Act, apply only to an application for approval of
14 an emergency medical services provider license submitted to the
15 Department of State Health Services on or after the effective date
16 of this Act. An application submitted before the effective date of
17 this Act is governed by the law in effect immediately before the
18 effective date of this Act, and that law is continued in effect for
19 that purpose.

20 SECTION 6. The change in law made by this Act applies only
21 to an application for approval or renewal of an emergency medical
22 services provider license submitted to the Department of State
23 Health Services on or after the effective date of this Act. An
24 application submitted before the effective date of this Act is
25 governed by the law in effect immediately before the effective date
26 of this Act, and that law is continued in effect for that purpose.

27 SECTION 7. This Act takes effect September 1, 2013.

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 23, 2013

TO: Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3556 by Kolkhorst (Relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.), **As Passed 2nd House**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses. The bill adds a licensure provision requiring emergency medical services provider applicants to hold a letter of approval issued from a local government entity. The bill adds provisions related to emergency ambulance transportation providers including requiring providers to provide the Department of State Health Services (DSHS) with letters of credit and a surety bond. Additionally, certain providers would be required to provide a surety bond to the Health and Human Services Commission (HHSC). Under the provisions of the bill, DSHS would be required to submit a report no later than December 1 of even numbered years to the Governor and the Legislature on license and regulatory actions on emergency medical service providers. It is assumed that the provisions of the bill can be implemented within existing resources at DSHS and HHSC.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of, 304 Comptroller of Public Accounts

LBB Staff: UP, SD, CH, KKR, CL, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 16, 2013

TO: Honorable Jane Nelson, Chair, Senate Committee on Health & Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3556 by Kolkhorst (Relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.), **Committee Report 2nd House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses. The bill adds a licensure provision requiring emergency medical services provider applicants to hold a letter of approval issued from a local government entity. The bill adds provisions related to emergency ambulance transportation providers including requiring providers to provide the Department of State Health Services (DSHS) with letters of credit and a surety bond. Additionally, certain providers would be required to provide a surety bond to the Health and Human Services Commission (HHSC). Under the provisions of the bill, DSHS would be required to submit a report no later than December 1 of even numbered years to the Governor and the Legislature on license and regulatory actions on emergency medical service providers. It is assumed that the provisions of the bill can be implemented within existing resources at DSHS and HHSC.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of, 304 Comptroller of Public Accounts

LBB Staff: UP, CH, KKR, CL, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 8, 2013

TO: Honorable Jane Nelson, Chair, Senate Committee on Health & Human Services

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3556 by Kolkhorst (Relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.), **As Engrossed**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses. The bill adds a licensure provision requiring emergency medical services provider applicants to hold a letter of approval issued from a local government entity. The bill adds provisions related to emergency ambulance transportation providers including requiring providers to provide the Department of State Health Services (DSHS) with letters of credit and a surety bond. Under the provisions of the bill, DSHS would be required to submit a report no later than December 1 of even numbered years to the Governor and the Legislature on license and regulatory actions on emergency medical service providers. Additionally, the bill places a moratorium on the issuance of a new emergency medical services provider license for the period beginning on September 1, 2013 and ending on February 28, 2015. Based on the analysis provided by DSHS and the Comptroller of Public Accounts (CPA), the moratorium will result in a decrease in revenue, but this loss in revenue could reasonably be absorbed by DSHS. Based on the analysis provided by DSHS and CPA, it is assumed that the provisions of the bill can be implemented within existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of, 304 Comptroller of Public Accounts

LBB Staff: UP, KKR, CH, CL, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

April 19, 2013

TO: Honorable Lois W. Kolkhorst, Chair, House Committee on Public Health

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3556 by Kolkhorst (Relating to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses.), **Committee Report 1st House, Substituted**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the licensing and regulation of emergency medical services providers and a moratorium on the issuance of emergency medical services provider licenses. The bill adds provisions related to emergency ambulance transportation providers including requiring providers to provide the Department of State Health Services (DSHS) with letters of credit and a surety bond. Under the provisions of the bill, DSHS would be required to submit a report no later than December 1 of even numbered years to the Governor and the Legislature on license and regulatory actions on emergency medical service providers. Additionally, the bill places a moratorium on the issuance of a new emergency medical services provider license for the period beginning on September 1, 2013 and ending on February 28, 2015. Based on the analysis provided by DSHS and the Comptroller of Public Accounts (CPA), the moratorium will result in a decrease in revenue, but this loss in revenue could reasonably be absorbed by DSHS. Based on the analysis provided by DSHS and CPA, it is assumed that the provisions of the bill can be implemented within existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 537 State Health Services, Department of

LBB Staff: UP, CH, CL, NB

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

March 26, 2013

TO: Honorable Lois W. Kolkhorst, Chair, House Committee on Public Health

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3556 by Kolkhorst (Relating to the licensing and regulation of emergency medical services providers.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Health and Safety Code as it relates to the licensing and regulation of emergency medical services providers. The bill adds provisions related to nonemergency ambulance transportation providers including requiring providers to provide the Department of State Health Services (DSHS) with letters of credit and a surety bond. Based on the analysis provided by DSHS, it is assumed that the provisions of the bill can be implemented within existing resources.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 537 State Health Services, Department of

LBB Staff: UP, CL, CH, NB