
HOUSE BILL 1427

State of Washington 54th Legislature 1995 Regular Session

By Representatives Dyer, Dellwo, Backlund, Thibaudeau and Skinner

Read first time 01/25/95. Referred to Committee on Health Care.

1 AN ACT Relating to emergency medical service professionals; and
2 amending RCW 18.71.030, 18.71.200, 18.71.205, and 18.71.210.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 18.71.030 and 1994 sp.s. c 9 s 306 are each amended to
5 read as follows:

6 Nothing in this chapter shall be construed to apply to or interfere
7 in any way with the practice of religion or any kind of treatment by
8 prayer; nor shall anything in this chapter be construed to prohibit:

9 (1) The furnishing of medical assistance in cases of emergency
10 requiring immediate attention;

11 (2) The domestic administration of family remedies;

12 (3) The administration of oral medication of any nature to students
13 by public school district employees or private elementary or secondary
14 school employees as provided for in chapter 28A.210 RCW;

15 (4) The practice of dentistry, osteopathy, osteopathy and surgery,
16 nursing, chiropractic, podiatric medicine and surgery, optometry,
17 naturopathy, or any other healing art licensed under the methods or
18 means permitted by such license;

1 (5) The practice of medicine in this state by any commissioned
2 medical officer serving in the armed forces of the United States or
3 public health service or any medical officer on duty with the United
4 States veterans administration while such medical officer is engaged in
5 the performance of the duties prescribed for him or her by the laws and
6 regulations of the United States;

7 (6) The practice of medicine by any practitioner licensed by
8 another state or territory in which he or she resides, provided that
9 such practitioner shall not open an office or appoint a place of
10 meeting patients or receiving calls within this state;

11 (7) The practice of medicine by a person who is a regular student
12 in a school of medicine approved and accredited by the commission,
13 however, the performance of such services be only pursuant to a regular
14 course of instruction or assignments from his or her instructor, or
15 that such services are performed only under the supervision and control
16 of a person licensed pursuant to this chapter;

17 (8) The practice of medicine by a person serving a period of
18 postgraduate medical training in a program of clinical medical training
19 sponsored by a college or university in this state or by a hospital
20 accredited in this state, however, the performance of such services
21 shall be only pursuant to his or her duties as a trainee;

22 (9) The practice of medicine by a person who is regularly enrolled
23 in a physician assistant program approved by the commission, however,
24 the performance of such services shall be only pursuant to a regular
25 course of instruction in said program and such services are performed
26 only under the supervision and control of a person licensed pursuant to
27 this chapter;

28 (10) The practice of medicine by a licensed physician assistant
29 which practice is performed under the supervision and control of a
30 physician licensed pursuant to this chapter;

31 (11) The practice of medicine, in any part of this state which
32 shares a common border with Canada and which is surrounded on three
33 sides by water, by a physician licensed to practice medicine and
34 surgery in Canada or any province or territory thereof;

35 (12) The administration of nondental anesthesia by a dentist who
36 has completed a residency in anesthesiology at a school of medicine
37 approved by the commission, however, a dentist allowed to administer
38 nondental anesthesia shall do so only under authorization of the
39 patient's attending surgeon, obstetrician, or psychiatrist, and the

1 commission has jurisdiction to discipline a dentist practicing under
2 this exemption and enjoin or suspend such dentist from the practice of
3 nondental anesthesia according to this chapter and chapter 18.130 RCW;

4 (13) Emergency lifesaving service rendered by a physician's trained
5 (~~mobile intravenous therapy technician, by a physician's trained~~
6 ~~mobile airway management technician, or by a physician's trained mobile~~
7 ~~intensive care paramedic~~) emergency medical service advanced life
8 support technician, as defined in RCW 18.71.200, if the emergency
9 lifesaving service is rendered under the responsible supervision and
10 control of a licensed physician;

11 (14) The provision of clean, intermittent bladder catheterization
12 for students by public school district employees or private school
13 employees as provided for in RCW 18.79.290 and 28A.210.280.

14 **Sec. 2.** RCW 18.71.200 and 1991 c 3 s 165 are each amended to read
15 as follows:

16 (~~(1)~~) As used in this chapter, a "physician's trained (~~mobile~~
17 ~~intravenous therapy~~) emergency medical service advanced life support
18 technician" means a person who:

19 (~~(a)~~) (1) Has successfully completed an emergency medical
20 technician course as described in chapter 18.73 RCW;

21 (~~(b)~~) (2) Is trained under the supervision of an approved medical
22 program director (~~to administer intravenous solutions~~) according to
23 training standards prescribed in rule to perform specific phases of
24 advanced cardiac and trauma life support under written or oral
25 authorization of an approved licensed physician; and

26 (~~(c)~~) (3) Has been examined and certified as a physician's
27 trained (~~mobile intravenous therapy~~) emergency medical service
28 advanced life support technician, by level, by the University of
29 Washington's school of medicine or the department of health(~~;~~

30 (2) As used in this chapter, a "physician's trained mobile airway
31 management technician" means a person who:

32 (a) Has successfully completed an emergency medical technician
33 course as described in chapter 18.73 RCW;

34 (b) Is trained under the supervision of an approved medical program
35 director to perform endotracheal airway management and other authorized
36 aids to ventilation under written or oral authorization of an approved
37 licensed physician; and

1 ~~(c) Has been examined and certified as a physician's trained mobile~~
2 ~~airway management technician by the University of Washington's school~~
3 ~~of medicine or the department of health; and~~

4 ~~(3) As used in this chapter, a "physician's trained mobile~~
5 ~~intensive care paramedic" means a person who:~~

6 ~~(a) Has successfully completed an emergency medical technician~~
7 ~~course as described in chapter 18.73 RCW;~~

8 ~~(b) Is trained under the supervision of an approved medical program~~
9 ~~director:~~

10 ~~(i) To carry out all phases of advanced cardiac life support;~~

11 ~~(ii) To administer drugs under written or oral authorization of an~~
12 ~~approved licensed physician; and~~

13 ~~(iii) To administer intravenous solutions under written or oral~~
14 ~~authorization of an approved licensed physician; and~~

15 ~~(iv) To perform endotracheal airway management and other authorized~~
16 ~~aids to ventilation; and~~

17 ~~(c) Has been examined and certified as a physician's trained mobile~~
18 ~~intensive care paramedic by the University of Washington's school of~~
19 ~~medicine or by the department of health)).~~

20 **Sec. 3.** RCW 18.71.205 and 1994 sp.s. c 9 s 316 are each amended to
21 read as follows:

22 (1) The secretary of the department of health, in conjunction with
23 the advice and assistance of the emergency medical services licensing
24 and certification advisory committee as prescribed in RCW 18.73.050,
25 and the commission, shall prescribe:

26 (a) Practice parameters, training standards for, and levels of,
27 physician trained emergency medical service advanced life support
28 technicians;

29 (b) Minimum standards and performance requirements for the
30 certification and recertification of physician's trained ((intravenous
31 therapy technicians, airway management technicians, and mobile
32 intensive care paramedics)) emergency medical service advanced life
33 support technicians; and

34 ((b)) (c) Procedures for certification, recertification, and
35 decertification of physician's trained ((intravenous therapy
36 technicians, airway management technicians, and mobile intensive care
37 paramedics)) emergency medical service advanced life support
38 technicians.

1 (2) Initial certification shall be for a period of three years.

2 (3) Recertification shall be granted upon proof of continuing
3 satisfactory performance and education, and shall be for a period of
4 three years.

5 (4) As used in chapters 18.71 and 18.73 RCW, "approved medical
6 program director" means a person who:

7 (a) Is licensed to practice medicine and surgery pursuant to
8 chapter 18.71 RCW or osteopathy and surgery pursuant to chapter 18.57
9 RCW; and

10 (b) Is qualified and knowledgeable in the administration and
11 management of emergency care and services; and

12 (c) Is so certified by the department of health for a county, group
13 of counties, or cities with populations over four hundred thousand in
14 coordination with the recommendations of the local medical community
15 and local emergency medical services and trauma care council.

16 (5) The Uniform Disciplinary Act, chapter 18.130 RCW, governs
17 uncertified practice, the issuance and denial of certificates, and the
18 disciplining of certificate holders under this section. The secretary
19 shall be the disciplining authority under this section. Disciplinary
20 action shall be initiated against a person credentialed under this
21 chapter in a manner consistent with the responsibilities and duties of
22 the medical program director under whom such person is responsible.

23 (6) Such activities of physician trained emergency medical service
24 advanced life support technicians shall be limited to actions taken
25 under the express written or oral order of medical program directors
26 and shall not be construed at any time to include free standing or
27 nondirected actions, for actions not presenting an emergency or life-
28 threatening condition.

29 **Sec. 4.** RCW 18.71.210 and 1989 c 260 s 4 are each amended to read
30 as follows:

31 No act or omission of any physician's trained (~~mobile intensive~~
32 ~~care paramedic, intravenous therapy~~) emergency medical service
33 advanced life support technician, ((or airway management technician,))
34 as defined in RCW 18.71.200 (~~as now or hereafter amended~~), any
35 emergency medical technician or first responder as defined in RCW
36 18.73.030, done or omitted in good faith while rendering emergency
37 medical service under the responsible supervision and control of a
38 licensed physician or an approved medical program director or

1 delegate(s) to a person who has suffered illness or bodily injury shall
2 impose any liability upon:

3 (1) The physician's trained (~~(mobile intensive care paramedic,~~
4 ~~intravenous therapy technician, airway management technician,~~)
5 emergency medical service advanced life support technician, or first
6 responder;

7 (2) The medical program director;

8 (3) The supervising physician(s);

9 (4) Any hospital, the officers, members of the staff, nurses, or
10 other employees of a hospital;

11 (5) Any training agency or training physician(s);

12 (6) Any licensed ambulance service; or

13 (7) Any federal, state, county, city or other local governmental
14 unit or employees of such a governmental unit.

15 This section shall apply to an act or omission committed or omitted
16 in the performance of the actual emergency medical procedures and not
17 in the commission or omission of an act which is not within the field
18 of medical expertise of the physician's trained (~~(mobile intensive care~~
19 ~~paramedic, intravenous therapy technician, airway management)~~)
20 emergency medical service advanced life support technician, emergency
21 medical technician, or first responder, as the case may be.

22 This section shall not relieve a physician or a hospital of any
23 duty otherwise imposed by law upon such physician or hospital for the
24 designation or training of a physician's trained (~~(mobile intensive~~
25 ~~care paramedic, intravenous therapy technician, airway management)~~)
26 emergency medical service advanced life support technician, emergency
27 medical technician, or first responder, nor shall this section relieve
28 any individual or other entity listed in this section of any duty
29 otherwise imposed by law for the provision or maintenance of equipment
30 to be used by the physician's trained (~~(mobile intensive care~~
31 ~~paramedics, intravenous therapy technicians, airway management)~~)
32 emergency medical service advanced life support technicians, emergency
33 medical technicians, or first responders.

34 This section shall not apply to any act or omission which
35 constitutes either gross negligence or willful or wanton misconduct.

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