

STATE OF OKLAHOMA

2nd Session of the 50th Legislature (2006)

HOUSE BILL 2879

By: Glenn

AS INTRODUCED

An Act relating to public health and safety; creating the Emergency Medical Dispatch Act; providing definitions; limiting liability of certain persons under certain circumstances; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1-2516.1 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. This section shall be known and may be cited as the "Emergency Medical Dispatch Act".

B. As used in this section:

1. "Emergency medical dispatch" means the function of utilizing emergency medical dispatch protocols;

2. "Emergency medical dispatcher" means a person who is trained or certified in the prompt and accurate processing of calls for emergency medical assistance;

3. "Emergency medical dispatch agency" means any private or public entity that is responsible for the emergency medical dispatch by emergency medical dispatchers; and

4. "Emergency medical dispatch protocol" means guidelines for processing calls for emergency medical assistance or for the dispatching of emergency medical services in a prehospital setting which are substantially similar to standards set forth by the American Society for Testing and Materials or by the National

Highway Traffic Safety Administration and which have been incorporated into an emergency medical dispatch training program.

C. Notwithstanding any other provision of law to the contrary, any emergency medical dispatcher or the emergency medical dispatch agency, or the agents or employees of the medical dispatch agency, who utilize emergency medical dispatch protocols are presumed not to have acted negligently regarding any injuries or damages resulting from the use of emergency medical dispatch protocols, if the emergency medical dispatcher or the emergency medical dispatch agency, or the agents or employees of the emergency medical dispatch agency:

1. Properly trained the emergency medical dispatchers in an emergency medical dispatch that is substantially similar to standards set forth by the American Society for Testing and Materials or by the National Highway Traffic Safety Administration;

2. Implemented standard practices and management for emergency medical dispatch or practices that are substantially similar to standards set forth by the American Society for Testing and Materials or by the National Highway Traffic Safety Administration; and

3. Utilized standard practices for training, instructor qualification, and certification eligibility of emergency medical dispatchers or practices that are substantially similar to standards set forth by the American Society for Testing and Materials or by the National Highway Traffic Safety Administration.

SECTION 2. This act shall become effective November 1, 2006.

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