

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Do Not Mark In This Box

FILED

2011 APR 21 PM 4:22

OFFICE WEST VIRGINIA
SECRETARY OF STATE

Form #6

**NOTICE OF FINAL FILING AND ADOPTION OF A LEGISLATIVE RULE AUTHORIZED
BY THE WEST VIRGINIA LEGISLATURE**

AGENCY: DHHR - Bureau for Public Health TITLE NUMBER: 64

AMENDMENT TO AN EXISTING RULE: YES X NO REPEAL, see 64CSR48

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 29

TITLE OF RULE BEING AMENDED: SPECIALIZED MULTIPATIENT
MEDICAL TRANSPORT

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: _____

TITLE OF RULE BEING PROPOSED: _____

THE ABOVE RULE HAS BEEN AUTHORIZED BY THE WEST VIRGINIA LEGISLATURE.

AUTHORIZATION IS CITED IN (house or senate bill number) 295

SECTION §64-5-1(b), PASSED ON March 18, 2011

THIS RULE IS FILED WITH THE SECRETARY OF STATE. THIS RULE BECOMES EFFECTIVE ON THE
FOLLOWING DATE: April 21, 2011


Authorized Signature

FILED

TITLE 64
LEGISLATIVE RULE
DIVISION OF HEALTH

2011 APR 21 PM 4: 22

SERIES 29
SPECIALIZED MULTIPATIENT MEDICAL TRANSPORT

OFFICE OF WEST VIRGINIA
SECRETARY OF STATE**~~§64-29-1. General.~~**

~~1.1. Scope. — This rule is intended to: help ensure the adequate provision of emergency medical services to the citizens of West Virginia; help meet the needs and goals set out in W. Va. Code §16-4C-2; and provide for specialized multipatient medical transport by establishing vehicle and personnel requirements. The W. Va. Code is available in public libraries and on the Legislature's webpage, <http://www.legis.state.wv.us/>.~~

~~1.2. Authority. — W. Va. Code §§16-4C-23, 16-4C-3 and 16-1-7.~~

~~1.3. Filing Date. — May 4, 2001.~~

~~1.4. Effective Date. — May 15, 2001.~~

~~1.5. Applicability. — This rule applies to emergency medical services agencies that provide specialized multipatient medical transport services. EMS agencies that provide this level of service shall also comply with the provisions of the Division of Health rule, Emergency Medical Services (EMS) rule, 64CSR48.~~

~~1.6. Enforcement. — This rule is enforced by the commissioner of the bureau for public health[†].~~

~~§64-29-2. Definitions.~~

~~2.1. Advanced Life Support (ALS). — A sophisticated level of out-of-hospital and interfacility emergency medical services provided by the following levels of EMS personnel as defined in the Division of Health rule, Emergency Medical Services rule, 64CSR48: EMT-P, EMSA-RN, EMSA-PA, EMSA-FN, EMSA-SCN, EMSA-DO, EMSA-MD, or as stated in this rule, that includes, but is not limited to, transportation of incapacitated individuals, basic life support procedures and ALS assessment, supervision, and interventions.~~

~~2.2. Attendant in Charge. — A person certified pursuant to this rule to have the ultimate responsibility for the care of a patient with respect to the provision of emergency medical services.~~

~~2.3. Basic Life Support (BLS). — A basic level of out-of-hospital and interfacility emergency medical services provided when a patient requires BLS services or continual medical supervision. Basic life support can be performed by ALS personnel as well as an EMT-B, EMSA-LPN, EMT-FR or as stated in the Division of Health rule, EMS rule, 64CSR48.~~

[†]—The Department of Health and Human Resources (DHHR) was created by the Legislature's reorganization of the executive branch of State government in 1989. The Department of Health was renamed the Division of Health and made a part of the DHHR (W. Va. Code § 5F-1-1 et seq.). Administratively within the DHHR the Bureau for Public Health through its Commissioner carries out the public health function of the Division of Health.

~~2.4. Emergency Medical Services Vehicle (EMS vehicle).—EMS transportation vehicles including ambulances, air ambulances and non-medical transportation vehicles as described in the Division of Health rule, EMS rule, 64CSR48. In addition, non-transporting EMS vehicles may include any private or publicly owned vehicle or craft that is designed, constructed, or modified and equipped and is intended to be used for and is maintained or operated to provide on-scene emergency medical services.~~

~~2.5. Operator.—A person certified pursuant to this rule as responsible for the operation of an emergency medical services vehicle.~~

~~§64-29-3. Specialized Multipatient Medical Transport Vehicle Requirements.~~

~~3.1. Class F—A specialized multipatient medical transport vehicle is classified as a Class F EMS vehicle.~~

~~3.1.a. A Class F EMS vehicle is primarily intended to provide transportation to ambulatory patients with a medical history who have no apparent immediate need for any level of medical supervision while being transported to and from scheduled medical appointments.~~

~~3.1.b. A Class F EMS vehicle shall not be equipped with any form of stretcher.~~

~~3.1.c. An EMS agency may not use a Class F EMS vehicle for delivery of basic or advanced life support.~~

~~3.1.d. A Class F EMS vehicle specifications include the following:~~

~~3.1.d.1. The vehicle may not be a passenger sedan, limousine, or recreational vehicle. Sport utility vehicles with less than three (3) passenger doors and a wheelbase of less than one hundred (100) inches are not permitted.~~

~~3.1.d.2. The major portion of the body of the vehicle shall be one (1) of four (4) approved safety colors: bright, highly visible shades of red, white, yellow, orange or combinations of those colors. Additional colors may be permitted only after approval of the commissioner.~~

~~3.1.d.3. All lettering on the vehicle shall be a minimum of three (3) inches in height except the lettering that is part of an organization logo or emblem.~~

~~3.1.d.4. The name of the EMS agency, and of the city, town, or county, shall appear on both sides of the vehicle, and logos or emblems are also permitted.~~

~~3.1.e. Equipment and supplies for a Class F EMS vehicle include:~~

~~3.1.e.1. Communications equipment on the vehicle that allows the operator of the vehicle to have voice contact with the operational dispatch center; and~~

~~3.1.e.2. Other equipment and supplies as determined by the West Virginia Department of Health and Human Resources, Bureau for Public Health, Office of Emergency Medical Services.~~

~~3.1.f. All Class F EMS Vehicles shall be inspected by representatives of the West Virginia Office of Emergency Medical Services for compliance with the requirements established in this rule.~~

~~§64-29-4. Specialized Multipatient Medical Transport Vehicle Personnel Requirements.~~

~~4.1. Class F EMS Vehicle Personnel.~~

~~4.1.a. A Class F EMS vehicle shall have a minimum of one (1) EMSP that may be the operator of the vehicle.~~

~~4.1.b. The operator of a Class F EMS vehicle shall have a minimum of:~~

~~4.1.b.1. A valid motor vehicle operator's permit; and~~

~~4.1.b.2. Current certification as an EMT Basic or an equivalent EMSP approved by the commissioner.~~

~~4.1.c. Non-certified assistants or observers are permitted in Class F EMS vehicles at the discretion of the EMS Agency.~~