

HOUSE BILL No. 2119

By Committee on Local Government

1-27

1 AN ACT concerning emergency medical services; relating to accident
2 response service fees; amending K.S.A. 80-1557 and repealing the
3 existing section.

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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 80-1557 is hereby amended to read as follows: 80-
7 1557. (a) As used in this section:

8 (1) "Rescue service" means a service which provides emergency
9 care by qualified personnel through a township or fire district fire
10 department.

11 (2) "Emergency care" means the services provided after the onset of
12 a medical condition manifesting itself by acute symptoms of sufficient
13 severity such that the absence of immediate medical attention could
14 reasonably be expected to: (A) Place the patient's health in serious
15 jeopardy; (B) seriously impair bodily functions; or (C) result in serious
16 dysfunction of any bodily organ or part.

17 (3) "Qualified personnel" means any individual who holds a
18 certificate as an attendant as defined in K.S.A. 65-6112, and amendments
19 thereto.

20 (4) "Township" means any township which has established a fire
21 department pursuant to K.S.A. 80-1901 *et seq.*, and amendments thereto.

22 (5) "Fire district" means any fire district which has established a fire
23 department pursuant to K.S.A. 80-1540 *et seq.*, and amendments thereto.

24 (b) The township board or governing body of the fire district may
25 authorize the township or fire district fire department to provide rescue
26 service as a township or fire district function, within or without the
27 township or fire district, or may contract with any person or
28 governmental entity for the furnishing of rescue service and upon such
29 terms and conditions, and for such compensation as may be agreed upon
30 which shall be payable from the township general fund or the fire fund or
31 the fire district fund.

32 (c) The township board or governing body of the fire district may
33 establish charges to persons receiving rescue service inside or outside of
34 such township or fire district. *Rescue service shall not include an*
35 *accident response service fee. As used in this subsection, the term*
36 *"accident response service fee" means any fee imposed on the driver or*

1 *owner of a motor vehicle, an insurance company or any other person, for*
2 *the response to or investigation of a motor vehicle accident, but does not*
3 *include the usual and customary charges for providing ambulance and*
4 *emergency services when immediate action is required to save life,*
5 *prevent suffering or disability or to protect and save property. The*
6 *charges so made and received shall be deposited in the general funds of*
7 *the township or fire district, and the same may be used in addition to*
8 *funds received under the tax levies authorized by K.S.A. 80-1546 and 80-*
9 *1903, and amendments thereto.*

10 (d) Qualified personnel providing rescue service shall be
11 compensated in the same manner as other fire department employees and
12 volunteers as provided by K.S.A. 80-1544 and 80-1904, and amendments
13 thereto.

14 Sec. 2. K.S.A. 80-1557 is hereby repealed.

15 Sec. 3. This act shall take effect and be in force from and after its
16 publication in the statute book.

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