S T A T E O F N E W Y O R K

11002

I N A S S E M B L Y

May 6, 2010

Introduced by M. of A. ZEBROWSKI -- read once and referred to the Committee on Health

AN ACT to amend the public health law, in relation to allowing certain ambulance services to operate outside their primary territory when another ambulance service is unable to respond to an emergency in their specified primary territory due to lack of resources

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Subdivision 1 of section 3010 of the public health law, as amended by chapter 588 of the laws of 1993, is amended to read as follows:

1. Every ambulance service certificate or statement of registration issued under this article shall specify the primary territory within which the ambulance service shall be permitted to operate. An ambulance service shall receive patients only within the primary territory specified on its ambulance service certificate or statement of registration, except: (a) when receiving a patient which it initially transported to a facility or location outside its primary territory; (b) as required for the fulfillment of a mutual aid agreement authorized by the regional council; (c) upon express approval of the department and the appropriate regional emergency medical services council for a maximum of sixty days if necessary to meet an emergency need; provided that in order to continue such operation beyond the sixty day maximum period necessary to meet an emergency need, the ambulance service must satisfy the requirements of this article, regarding determination of public need and specification of the primary territory on the ambulance service certificate or statement of registration; [or] (d) an ambulance service or advanced life support first response service organization formed to serve the need for the provision of emergency medical services in accordance with the religious convictions of a religious denomination may serve such needs in an area adjacent to such primary territory and, while responding to a call for such service, the needs of other residents of such area at the emergency scene; OR (E) WHEN AN AMBULANCE SERVICE IS UNABLE TO RESPOND TO AN EMERGENCY IN THEIR SPECIFIED PRIMARY TERRITORY DUE TO

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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LACK OF RESOURCES, A SURROUNDING AMBULANCE SERVICE SHALL BE AUTHORIZED TO OPERATE OUTSIDE THEIR PRIMARY TERRITORY BASED ON THE ORGANIZATION'S PROXIMITY TO THE EMERGENCY. Any ambulance service seeking to operate in more than one region shall make application to each appropriate regional council. Whenever an application is made simultaneously to more than one regional council, the applications submitted to the regional councils shall be identical, or copies of each application shall be submitted to all the regional councils involved.

S 2. This act shall take effect immediately.