

SENATE BILL NO. 138—SENATOR LEE

FEBRUARY 9, 2011

Referred to Committee on Health and Human Services

SUMMARY—Revises provisions relating to the use of unlicensed persons and privately owned equipment during an emergency or catastrophe. (BDR 40-642)

FISCAL NOTE: Effect on Local Government: No.  
Effect on the State: Yes.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to emergency medical services; allowing counties to designate a person who is authorized to request assistance from unlicensed persons and to use equipment owned by another person during an emergency or catastrophe; providing that such unlicensed persons will be covered under any insurance pool of the county and the county will be responsible for any damage to such equipment; and providing other matters properly relating thereto.

**Legislative Counsel's Digest:**

Existing law requires all persons who serve as attendants on any ambulance or air ambulance and certain firefighters who provide intermediate or advanced medical care to sick or injured persons at the scene of an emergency or while transporting those persons to a medical facility to hold valid licenses issued by a health authority. (NRS 450B.250) Existing law prohibits the owner, operator, director or chief officer of any ambulance, air ambulance or vehicle of a fire-fighting agency from offering to provide certain emergency care unless the licensed attendant or firefighter who is providing the care has successfully completed a program of training and meets other qualifications. (NRS 450B.1905, 450B.191, 450B.195) Existing law provides an exemption from these requirements and prohibitions in certain circumstances. (NRS 450B.830)

**Section 1** of this bill provides that if a board of county commissioners designates in writing a person who is authorized to determine when to use the exemption during an emergency or catastrophic event, the county will include an unlicensed person who assists at the request of the designated person in any insurance pool of the county and the county will compensate the owner of any equipment used at the request of the designated person if the equipment is damaged, or the county will repair or replace the equipment. **Section 1** further



requires the designated person to submit a report to the State Health Officer when an exemption is used. The State Health Officer is authorized to review or appoint a review board to review the events and the decision to use the exemption and provide any recommendations to improve the response to any future emergency or catastrophe.

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

**Section 1.** Chapter 450B of NRS is hereby amended by adding thereto a new section to read as follows:

*If the board of county commissioners of a county designates in writing a person who is authorized to determine when to use the exemption from the provisions of this chapter pursuant to NRS 450B.830 during a major catastrophe or emergency, the designated person may request assistance from a person who is not licensed to provide such assistance and may request the use of equipment belonging to a person or entity other than the county. When a designated person uses the exemption:*

*1. Any person who assists at the request of the designated person who is not employed by the county shall be deemed to be an employee of the county for purposes of coverage by any insurance pool of the county.*

*2. The county must compensate the owner of equipment that is used at the request of the designated person for any damage caused to the equipment during such use or the county must repair or replace the equipment.*

*3. The designated person shall submit a report to the State Health Officer not later than 48 hours after the conclusion of the catastrophe or emergency when the designated person uses the exemption pursuant to NRS 450B.830. The report must describe the reasons that the exemption was necessary. The State Health Officer may review or appoint a review board to review the events and the decision to use the exemption. If such a review is conducted, the State Health Officer or review board shall determine whether any actions could have been taken to avoid using the exemption and provide any recommendations to improve the response to any future catastrophe or emergency.*

**Sec. 2.** (Deleted by amendment.)

**Sec. 3.** (Deleted by amendment.)

**Sec. 4.** (Deleted by amendment.)

**Sec. 5.** (Deleted by amendment.)

**Sec. 6.** (Deleted by amendment.)

**Sec. 7.** (Deleted by amendment.)

**Sec. 8.** (Deleted by amendment.)



\* S B 1 3 8 R 1 \*

- 1     **Sec. 9.** (Deleted by amendment.)
- 2     **Sec. 10.** (Deleted by amendment.)

