

## CHAPTER 278

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**HEALTH AND ENVIRONMENT**

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**HOUSE BILL 09-1275**

BY REPRESENTATIVE(S) Apuan, Balmer, McFadyen, Rice, Solano, Fischer, Kefalas, Ryden, Schafer S., Todd;  
also SENATOR(S) Morse, Heath, Mitchell, Schwartz, Veiga, Boyd, Gibbs, Groff, Isgar, Kester, Newell, Tochtrop, Williams.

**AN ACT**

**CONCERNING THE ABILITY OF THE DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT TO ISSUE  
A PROVISIONAL CERTIFICATION TO AN APPLICANT SEEKING CERTIFICATION AS AN EMERGENCY  
MEDICAL TECHNICIAN, AND MAKING AN APPROPRIATION THEREFOR.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 25-3.5-203 (1), Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW PARAGRAPH to read:

**25-3.5-203. Emergency medical technicians - certification - renewal of certificate - duties of department - rules adopted by the board - criminal history record checks.** (1) (c) (I) THE DEPARTMENT MAY ISSUE A PROVISIONAL CERTIFICATION TO AN APPLICANT FOR CERTIFICATION AS AN EMERGENCY MEDICAL TECHNICIAN WHO REQUESTS ISSUANCE OF A PROVISIONAL CERTIFICATION AND WHO PAYS ANY FEE AUTHORIZED PURSUANT TO RULES ADOPTED BY THE BOARD. A PROVISIONAL CERTIFICATION SHALL BE VALID FOR NOT MORE THAN NINETY DAYS.

(II) THE DEPARTMENT MAY ISSUE A PROVISIONAL CERTIFICATION ONLY IF THE APPLICANT SATISFIES THE REQUIREMENTS FOR CERTIFICATION PURSUANT TO THIS SECTION AND RULES ADOPTED BY THE BOARD PURSUANT TO THIS SUBSECTION (1). IF THE DEPARTMENT FINDS THAT AN EMERGENCY MEDICAL TECHNICIAN THAT HAS RECEIVED A PROVISIONAL CERTIFICATION HAS VIOLATED ANY REQUIREMENTS FOR CERTIFICATION, THE DEPARTMENT MAY IMPOSE DISCIPLINARY SANCTIONS PURSUANT TO SUBPARAGRAPH (IV) OF PARAGRAPH (b) OF THIS SUBSECTION (1).

(III) THE DEPARTMENT MAY ISSUE A PROVISIONAL CERTIFICATION TO AN APPLICANT WHOSE FINGERPRINT-BASED CRIMINAL HISTORY RECORD CHECK HAS NOT YET BEEN COMPLETED. THE DEPARTMENT SHALL REQUIRE THE APPLICANT TO SUBMIT A NAME-BASED CRIMINAL HISTORY RECORD CHECK PRIOR TO ISSUING A

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

## PROVISIONAL CERTIFICATION.

(IV) THE BOARD SHALL ADOPT RULES AS NECESSARY TO IMPLEMENT THIS PARAGRAPH (c), INCLUDING RULES ESTABLISHING A FEE TO BE CHARGED TO APPLICANTS SEEKING A PROVISIONAL CERTIFICATION. ANY FEE COLLECTED FOR A PROVISIONAL CERTIFICATION SHALL BE DEPOSITED IN THE EMERGENCY MEDICAL SERVICES ACCOUNT CREATED IN SECTION 25-3.5-603.

**SECTION 2.** 25-3.5-603 (1) (a), Colorado Revised Statutes, is amended to read:

**25-3.5-603. Emergency medical services account - creation - allocation of funds.** (1) (a) There is hereby created a special account within the highway users tax fund established pursuant to section 43-4-201, C.R.S., to be known as the emergency medical services account, which shall consist of all moneys transferred thereto in accordance with section 42-3-304 (21), C.R.S., AND FEES COLLECTED PURSUANT TO SECTION 25-3.5-203 FOR PROVISIONAL CERTIFICATIONS OF EMERGENCY MEDICAL TECHNICIANS.

**SECTION 3. Appropriation.** In addition to any other appropriation, there is hereby appropriated, out of any moneys in the emergency medical services account of the highway users tax fund created in section 25-3.5-603, Colorado Revised Statutes, not otherwise appropriated, to the department of public health and environment, for allocation to the health facilities and emergency medical services division, for the fiscal year beginning July 1, 2009, the sum of eighteen thousand nine hundred seventy-nine dollars (\$18,979) cash funds and 0.4 FTE, or so much thereof as may be necessary, for the implementation of this act.

**SECTION 4. Safety clause.** The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: May 19, 2009