

HOUSE BILL 362

56TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2023

INTRODUCED BY

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AN ACT

RELATING TO EMERGENCY MEDICINE; AMENDING THE EMERGENCY MEDICAL SERVICES ACT TO ALLOW CERTIFIED NURSE PRACTITIONERS TO PROVIDE MEDICAL DIRECTION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 24-10B-3 NMSA 1978 (being Laws 1993, Chapter 161, Section 2, as amended) is amended to read:

"24-10B-3. DEFINITIONS.--As used in the Emergency Medical Services Act:

A. "academy" means an emergency medical services training program administered through the department of emergency medicine of the university of New Mexico school of medicine;

B. "advance directive" means a written instruction, such as a living will, durable power of attorney for health

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1 care or emergency medical services do not resuscitate form
2 recognizable under state law and relating to the provision of
3 health care when an individual is incapacitated;

4 C. "air ambulance service" means any governmental
5 or private service that provides air transportation
6 specifically designed to accommodate the medical needs of a
7 person who is ill, injured or otherwise mentally or physically
8 incapacitated and who requires in-flight medical supervision;

9 D. "approved emergency medical services training
10 program" means an emergency medical services training program
11 that is sponsored by a post-secondary educational institution,
12 accredited by a national educational accrediting organization
13 for emergency medical services or active in the accreditation
14 process, and is approved by the joint organization on education
15 committee and participates in the joint organization on
16 education committee;

17 E. "bureau" means the injury prevention and
18 emergency medical services bureau of the public health division
19 of the department;

20 F. "certified emergency medical service" means an
21 organization that meets minimum standards to provide emergency
22 services and is approved by the bureau, including emergency
23 medical dispatch agencies, pre-hospital or interfacility care
24 services and special event services organized to provide
25 emergency medical services;

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1 G. "certified nurse practitioner" means a
2 registered nurse who is licensed by the board of nursing for
3 advanced practice as a certified nurse practitioner pursuant to
4 the Nursing Practice Act;

5 ~~[G.]~~ H. "critical incident stress management
6 program" means a program of preventive education and crisis
7 intervention intended to reduce the negative effects of
8 critical stress on emergency responders;

9 ~~[H.]~~ I. "department" means the department of
10 health;

11 ~~[I.]~~ J. "emergency medical dispatch" means an
12 advanced form of dispatch communications used to improve
13 emergency medical services response to medical and traumatic
14 emergencies that utilizes specially trained emergency medical
15 dispatchers, in accordance with an emergency medical dispatch
16 priority reference system and the department-approved scopes of
17 practice;

18 ~~[J.]~~ K. "emergency medical dispatcher" means a
19 person who is trained and licensed pursuant to Subsection F of
20 Section 24-10B-4 NMSA 1978 to receive calls for emergency
21 medical assistance, provide pre-arrival medical instructions,
22 dispatch emergency medical assistance and coordinate its
23 response;

24 ~~[K.]~~ L. "emergency medical services" means the
25 services rendered by providers in response to an individual's

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1 need for immediate medical care to prevent loss of life or
2 aggravation of physical or psychological illness or injury;

3 ~~[H.]~~ M. "emergency medical services first
4 responder" means a person who is licensed by the department and
5 who functions within the emergency medical services system to
6 provide initial emergency aid;

7 ~~[M.]~~ N. "emergency medical services system" means a
8 coordinated system of health care delivery that responds to the
9 needs of the sick and injured and includes emergency medical
10 services;

11 ~~[N.]~~ O. "emergency medical technician" means a
12 provider who has been licensed by the department to provide
13 patient care;

14 ~~[O.]~~ P. "health care facility" means a hospital,
15 clinic or other entity licensed or approved by the department;

16 ~~[P.]~~ Q. "injury prevention" means to promote and
17 implement efforts to reduce the risk and severity of
18 intentional and unintentional injuries;

19 ~~[Q.]~~ R. "medical direction" means guidance or
20 supervision provided by a physician or certified nurse
21 practitioner to a provider or emergency medical services system
22 and that may include authority over and responsibility for
23 emergency medical dispatch, direct patient care and transport
24 of patients, arrangements for medical control and all other
25 aspects of patient care delivered by a provider;

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1 ~~[R.]~~ S. "paramedic" means a provider licensed at
2 that level by the department to provide patient care;

3 ~~[S.]~~ T. "physician" means a doctor of medicine or
4 doctor of osteopathy who is licensed or otherwise authorized to
5 practice medicine or osteopathic medicine in New Mexico;

6 ~~[F.]~~ U. "protocol" means a predetermined, written
7 medical care plan and includes standing orders;

8 ~~[U.]~~ V. "provider" means a person who has been
9 licensed by the department to provide patient care pursuant to
10 the Emergency Medical Services Act;

11 ~~[V.]~~ W. "regional office" means an emergency
12 medical services planning and development agency formally
13 recognized and supported by the bureau;

14 ~~[W.]~~ X. "secretary" means the secretary of health;

15 ~~[X.]~~ Y. "special skills" means a set of procedures
16 or therapies that are beyond the scope of practice of a given
17 level of licensure and that have been approved by the medical
18 direction committee for use by a specified provider; and

19 ~~[Y.]~~ Z. "state emergency medical services medical
20 director" means a physician designated by the department to
21 provide overall medical direction to the statewide emergency
22 medical services system, whose duties include serving as a
23 liaison to the medical community and chairing the medical
24 direction committee."

25 **SECTION 2.** Section 24-10B-4.2 NMSA 1978 (being Laws 2003,
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1 Chapter 243, Section 12) is amended to read:

2 "24-10B-4.2. APPROVED TRAINING PROGRAMS.--Approved
3 emergency medical services training programs for providers are
4 an integral part of the emergency medical services system and
5 the programs shall include:

6 A. improving and expanding emergency medical
7 services within regions through focused emergency medical
8 services educational activities;

9 B. furthering the knowledge base of emergency
10 medical services education; and

11 C. securing physicians and certified nurse
12 practitioners as medical directors to advise approved training
13 programs in medical matters and to serve as liaison to the
14 state emergency medical services medical director and the
15 medical community as a whole."

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