

1 **109-1-1. Definitions.** Each of the following terms, as used in the board's regulations,
2 shall have the meaning specified in this regulation:

3 (a) "AEMT" means advanced emergency medical technician.

4 (b) "Advanced life support" and "ALS" mean the statutorily authorized activities
5 and interventions that may be performed by an emergency medical technician-
6 intermediate, emergency medical technician-defibrillator, emergency medical
7 technician-intermediate/defibrillator, advanced emergency medical technician, ~~mobile~~
8 ~~intensive care technician,~~ or paramedic.

9 (c) "Air ambulance" means a fixed-wing or rotor-wing aircraft that is specially
10 designed, constructed or modified, maintained, and equipped to provide air medical
11 transportation or emergency care of patients.

12 (d) "Air medical director" means a physician as defined by K.S.A. 65-6112, and
13 amendments thereto, who meets the following requirements:

14 (1) Is trained and experienced in care consistent with the air ambulance
15 service's mission statement; and

16 (2) is knowledgeable in altitude physiology and the complications that can arise
17 due to air medical transport.

18 (e) "Air medical personnel" means the attendants listed on the attendant roster,
19 health care personnel identified on the service health care personnel roster of the air
20 ambulance service, specialty patient care providers specific to the mission, and the pilot
21 or pilots necessary for the operation of the aircraft.

22 (f) "Airway maintenance," as used in K.S.A. 65-6121 and amendments thereto
23 and as applied to the authorized activities of an emergency medical technician-

24 intermediate, means the use of any invasive oral equipment and procedures necessary
25 to ensure the adequacy and quality of ventilation and oxygenation.

26 (g) "Basic life support" and "BLS" mean the statutorily authorized
27 activities and interventions that may be performed by a first responder, emergency
28 medical responder, or emergency medical technician.

29 (h) "CECBEMS" means the national continuing education coordinating board for
30 emergency medical services.

31 (i) "Certified mechanic," as used in K.A.R. 109-2-2, means an individual
32 employed or contracted by the ambulance service, city or county, qualified to perform
33 maintenance on licensed ambulances and inspect these vehicles and validate, by
34 signature, that the vehicles meet both mechanical and safety considerations for use.

35 (j) "Class," as used in these regulations, means the period during which a
36 group of students meets.

37 (k) "Clinical preceptor" means an individual who is responsible for the
38 supervision and evaluation of students in clinical training in a health care facility.

39 (l) "Continuing education" means a formally organized learning experience
40 that has education as its explicit principal intent and is oriented towards the
41 enhancement of emergency medical services practice, values, skills, and knowledge.

42 (m) "Contrived experience," as used in K.A.R. 109-11-3a, means a simulated
43 ambulance call and shall include dispatch communications, responding to the scene,
44 assessment and management of the scene and patient or patients, biomedical
45 communications with medical control, ongoing assessment, care, and transportation of
46 the patient or patients, transference of the patient or patients to the staff of the receiving

47 facility, completion of records, and preparation of the ambulance for return to service.

48 (n) "Coordination" means the submission of an application for approval of
49 initial courses of instruction or continuing education courses and the oversight
50 responsibility of those same courses and instructors once the courses are approved.

51 (o) "Course of instruction" means a body of prescribed EMS studies
52 approved by the board.

53 (p) "Critical care transport" means the transport by an ambulance of a critically ill
54 or injured patient who receives care commensurate with the care rendered by health
55 care personnel as defined in this regulation or ~~either an MICT or~~ a paramedic with
56 specialized training as approved by service protocols and the medical director.

57 (q) "Educator" means instructor-coordinator, as defined in K.S.A. 65-6112 and
58 amendments thereto.

59 (r) "Emergency" means a serious medical or traumatic situation or occurrence
60 that demands immediate action.

61 (s) "Emergency call" means an immediate response by an ambulance service to
62 a medical or trauma incident that happens unexpectedly.

63 (t) "Emergency care" means the services provided after the onset of a medical
64 condition of sufficient severity that the absence of immediate medical attention could
65 reasonably be expected to cause any of the following:

- 66 (1) Place the patient's health in serious jeopardy;
67 (2) seriously impair bodily functions; or
68 (3) result in serious dysfunction of any bodily organ or part.

69 (u) "EMS" means emergency medical services.

70 (v) "EMR" means emergency medical responder.

71 (w) "EMT" means emergency medical technician.

72 (x) "EMT-D" means emergency medical technician-defibrillator.

73 (y) "EMT-I" means emergency medical technician-intermediate.

74 (z) "EMT-I/D" means emergency medical technician- intermediate/defibrillator.

75 (aa) "Field internship preceptor" means an individual who is responsible for the
76 supervision and evaluation of students in field training with an ambulance service.

77 (bb) "Health care personnel," as used in these regulations, means a physician,
78 physician assistant, licensed professional nurse, advanced practice registered nurse, or
79 respiratory therapist.

80 (cc) "Incompetence," as applied to attendants and as used in K.S.A. 65-
81 6133 and amendments thereto, means a demonstrated lack of ability, knowledge, or
82 fitness to perform patient care according to applicable medical protocols or as defined
83 by the authorized activities of the attendant's level of certification.

84 (dd) "Incompetence," as applied to instructor-coordinators and training officers
85 and as used in K.S.A. 65-6133 and K.S.A. 65-6129c and amendments thereto, means a
86 pattern of practice or other behavior that demonstrates a manifest incapacity, inability,
87 or failure to coordinate or to instruct attendant training programs.

88 (ee) "Incompetence," as applied to an operator and as used in K.S.A. 65-
89 6132 and amendments thereto, means either of the following:

90 (1) The operator's inability or failure to provide the level of service required for
91 the type of permit held; or

92 (2) the failure of the operator or an agent or employee of the operator to comply
93 with a statute or regulation pertaining to the operation of a licensed ambulance service.

94 (ff) "Instructor-coordinator" and "I-C" mean any of the following individuals who
95 are certified to instruct and coordinate attendant training programs:

96 (1) Emergency medical technician;

97 (2) emergency medical technician-intermediate;

98 (3) emergency medical technician-defibrillator;

99 (4) ~~mobile intensive care technician~~;

100 ~~(5)~~ physician;

101 ~~(6)~~ (5) physician's assistant;

102 ~~(7)~~ (6) advanced practice registered nurse;

103 ~~(8)~~ (7) licensed professional nurse;

104 ~~(9)~~ (8) advanced emergency medical technician; or

105 ~~(10)~~ (9) paramedic.

106 (gg) "Interoperable" means that one system has the ability to communicate or
107 work with another.

108 (hh) "Lab assistant" means an individual who is assisting a primary instructor in
109 the instruction and evaluation of students in classroom laboratory training sessions.

110 (ii) "Long-term provider approval" means that the sponsoring organization has
111 been approved by the executive director to provide any continuing education program
112 as prescribed in K.A.R. 109-5-3.

113 (jj) "MICT" means mobile intensive care technician.

114 (kk) "Mentoring educator" means an instructor-coordinator, as defined in K.S.A.
115 65-6112 and amendments thereto, who has obtained additional credentials prescribed
116 by the board.

117 (ll) "Out of service," as used in K.A.R. 109-2-5, means that a licensed
118 ambulance is not immediately available for use for patient care or transport.

119 (mm) "Primary instructor" means an instructor-coordinator or training officer who
120 is listed by the sponsoring organization as the individual responsible for the competent
121 delivery of cognitive, psychomotor, and affective objectives of an approved initial course
122 of instruction or continuing education program and who is the person primarily
123 responsible for evaluating student performance and developing student competency.

124 (nn) "Prior-approved continuing education" means material submitted by a
125 sponsoring organization, to the board, that is reviewed and subsequently approved by
126 the executive director, in accordance with criteria established by regulations, and that is
127 assigned a course identification number.

128 (oo) "Public call" means the request for an ambulance to respond to the scene
129 of a medical emergency or accident by an individual or agency other than any of the
130 following:

131 (1) A type I ambulance service, type II ambulance service, or type IIA ambulance
132 service;

133 (2) the Kansas highway patrol or any law enforcement officer who is at the scene
134 of an accident or medical emergency;

135 (3) a physician, as defined by K.S.A. 65-6112 and amendments thereto, who is at
136 the scene of an accident or medical emergency; or

137 (4) an attendant who has been dispatched to provide emergency first response
138 and who is at the scene of an accident or medical emergency.

139 (pp) "Retroactively approved continuing education" means credit issued to an
140 attendant after attending a program workshop, conference, seminar, or other offering
141 that is reviewed and subsequently approved by the executive director, in accordance
142 with criteria established by the board.

143 (qq) "Roster" means a document whose purpose is to validate attendance at an
144 educational offering and that includes the following information:

- 145 (1) Name of the sponsoring organization;
- 146 (2) location where the educational offering occurred;
- 147 (3) signature, time of arrival, and time of departure of each attendee;
- 148 (4) course identification number issued by the board;
- 149 (5) title of the educational offering;
- 150 (6) date of the educational offering; and
- 151 (7) printed name and signature of the program manager.

152 (rr) "Service director" means an individual who has been appointed, employed,
153 or designated by the operator of an ambulance service to handle daily operations and to
154 ensure that the ambulance service is in conformance with local, state, and federal laws
155 and ensure that quality patient care is provided by the service attendants.

156 (ss) "Service records" means the documents required to be maintained by state
157 regulations and statutes pertaining to the operation and education within a licensed
158 ambulance service.

159 (tt) "Single-program provider approval" means that the sponsoring organization
160 has been granted approval to offer a specific continuing education program.

161 (uu) "Site coordinator" means a person supervising, facilitating, or monitoring
162 students, facilities, faculty, or equipment at a training site.

163 (vv) "Sponsoring organization" means any professional association, accredited
164 postsecondary educational institution, permitted ambulance service, fire department,
165 other officially organized public safety agency, hospital, corporation, governmental
166 entity, or emergency medical services regional council approved by the executive
167 director to offer initial courses of instruction and continuing education programs as
168 either a long-term provider or a single-program provider.

169 (ww) "Syllabus" means a summary of the content of a course of instruction that
170 includes the following:

- 171 (1) A summary of the course goals and objectives;
- 172 (2) student prerequisites, if any, for admission into the course;
- 173 (3) instructional and any other materials required to be purchased by the
174 student;
- 175 (4) student attendance policies;
- 176 (5) student requirements for successful course completion;
- 177 (6) a description of the clinical and field training requirements, if applicable;
- 178 (7) student discipline policies; and
- 179 (8) instructor, educator, mentoring educator, ~~trainer~~, or training officer
180 information, which shall include the following:

181 (A) The name of the instructor, educator, mentoring educator, ~~trainer,~~ or training
182 officer;

183 (B) the office hours of the instructor, educator, mentoring educator, ~~trainer,~~ or
184 training officer or the hours during which the instructor, educator, mentoring
185 educator, ~~trainer,~~ or training officer is available for consultation; and

186 (C) the electronic mail address of the instructor, educator, mentoring
187 educator, ~~trainer,~~ or training officer.

188 (xx) "Sufficient application" means that the information requested on the
189 application form is provided in full, any applicable fee has been paid, all information
190 required by statute or regulation has been submitted to the board, and no additional
191 information is required to complete the processing of the application.

192 (yy) "Teach" means to instruct or to coordinate training, or both.

193 (zz) ~~"Training officer I" means a person who has been certified by the~~
194 ~~board to coordinate attendant continuing education training programs for accredited~~
195 ~~postsecondary educational institutions, permitted ambulance services, fire departments,~~
196 ~~other officially organized public safety agencies, hospitals, corporations, professional~~
197 ~~associations, or emergency medical services regional councils.~~

198 ~~——(aaa) "Trainer" means a person who is certified by the board to function as a~~
199 ~~continuing education training program coordinator, continuing education training~~
200 ~~program instructor, or both.~~

201 ~~——(bbb) "Training officer II" means a person who is certified by the board to~~
202 ~~function as a continuing education training program coordinator and as a primary~~
203 ~~instructor of first responder initial courses of instruction.~~

204 ~~(eee)~~ “Training program accreditation” means the approval granted by the
205 executive director to any of the following, to conduct EMS initial courses of instruction
206 on a long-term basis: accredited postsecondary educational institutions, permitted
207 ambulance services, fire departments, other officially organized public safety agencies,
208 hospitals, or corporations.

209 ~~(ddd)~~ (aaa) “Type I ambulance service” means a ground-based ambulance
210 service that provides emergency response and advanced life support, as described in
211 the authorized activities and scope of practice of EMT-I, EMT-D, EMT-I/D, AEMT,
212 MICT, or paramedic as specified in K.S.A. 65-6119, K.S.A. 65-6120, and K.S.A. 65-
213 6123, and amendments thereto. The ambulance service may provide critical care
214 transport when staffed in accordance with the applicable definitions in this regulation.

215 ~~(eee)~~ (bbb) “Type II ambulance service” means a ground-based ambulance
216 service that provides emergency response and basic life support, as described in the
217 authorized activities or scope of practice of EMT, first responder, and EMR in K.S.A. 65-
218 6121 and K.S.A. 65-6144, and amendments thereto.

219 ~~(fff)~~ (ccc) “Type IIA ambulance service” means a basic life support ambulance
220 service that may provide advanced life support when staffed with one attendant and any
221 of the following individuals functioning under ALS protocols or guidance as authorized
222 by the applicable licensing authority:

223 (1) EMT-I;

224 (2) EMT-D;

225 (3) EMT-I/D;

226 (4) AEMT;

- 227 (5) MICT;
- 228 ~~(6) paramedic; or~~
- 229 ~~(7) licensed professional nurse;~~
- 230 ~~(8) physician's assistant;~~
- 231 ~~(9) advanced practice registered nurse;~~
- 232 ~~(10) respiratory therapist; or~~
- 233 ~~(11) physician.~~
- 234 (6) health care personnel as defined in this regulation.

235 ~~(ggg) (ddd)~~ "Type V ambulance service" means an air or ground-based ALS
236 ambulance service that provides critical care transport, as defined in this regulation, and
237 is not subject to public call. This type of ambulance service uses a "type V air
238 ambulance" or "type V ground ambulance," or both.

239 ~~(hhh) (eee)~~ "Unprofessional conduct," as applied to attendants and as used in
240 K.S.A. 65-6133 and amendments thereto, means conduct that violates those standards
241 of professional behavior that through professional experience have become established
242 by the consensus of the expert opinion of the members of the emergency medical
243 services profession as reasonably necessary for the protection of the public. This term
244 shall include any of the following:

- 245 (1) Failing to take appropriate action to safeguard the patient;
- 246 (2) performing acts beyond the activities authorized for the level at which the
247 individual is certified;
- 248 (3) falsifying a patient's or an ambulance service's records;
- 249 (4) verbally, sexually, or physically abusing a patient;

250 (5) violating statutes or regulations concerning the confidentiality of medical
251 records or patient information obtained in the course of professional work;

252 (6) diverting drugs or any property belonging to a patient or an agency;

253 (7) making a false or misleading statement on an application for certification
254 renewal or any agency record;

255 (8) engaging in any fraudulent or dishonest act that is related to the
256 qualifications, functions, or duties of an attendant; or

257 (9) failing to cooperate with the board and its agents in the investigation of
258 complaints or possible violations of the emergency medical services statutes or board
259 regulations, including failing to furnish any documents or information legally requested
260 by the board. Attendants who fail to respond to requests for documents or requests for
261 information within 30 days from the date of request shall have the burden of
262 demonstrating that they have acted in a timely manner.

263 ~~(iii)~~ (fff) "Unprofessional conduct," as applied to instructor-coordinators and
264 training officers and as used in K.S.A. 65-6133 and K.S.A. 65-6129c and amendments
265 thereto, means any of the following:

266 (1) Engaging in behavior that demeans a student. This behavior shall include
267 ridiculing a student in front of other students or engaging in any inhumane or
268 discriminatory treatment of any student or group of students;

269 (2) verbally or physically abusing a student;

270 (3) failing to take appropriate action to safeguard a student;

271 (4) falsifying any document relating to a student or the emergency medical
272 service agency;

273 (5) violating any statutes or regulations concerning the confidentiality of student
274 records;

275 (6) obtaining or seeking to obtain any benefit, including a sexual favor, from a
276 student through duress, coercion, fraud, or misrepresentation, or creating an
277 environment that subjects a student to unwelcome sexual advances, which shall include
278 physical touching or verbal expressions;

279 (7) an inability to instruct because of alcoholism, excessive use of drugs,
280 controlled substances, or any physical or mental condition;

281 (8) reproducing or duplicating a state examination for certification without board
282 authority;

283 (9) engaging in any fraudulent or dishonest act that is related to the
284 qualifications, functions, or duties of an instructor-coordinator or training officer;

285 (10) willfully failing to adhere to the course syllabus; or

286 (11) failing to cooperate with the board and its agents in the investigation of
287 complaints or possible violations of the board's statutes or regulations, including failing
288 to furnish any documents or information legally requested by the board. Instructor-
289 coordinators and training officers who fail to respond to requests for documents or
290 requests for information within 30 days of the request shall have the burden of
291 demonstrating that they have acted in a timely manner. (Authorized by K.S.A. 2011
292 Supp. 65-6110, K.S.A. 2011 Supp. 65-6111; implementing K.S.A. 2011 Supp. 65-6110,
293 K.S.A. 2011 Supp. 65-6111, K.S.A. 2011 Supp. 65-6121, K.S.A. 2011 Supp. 65-6129,
294 K.S.A. 65-6129b, K.S.A. 2011 Supp. 65-6129c, K.S.A. 2011 Supp. 65-6132, and K.S.A
295 2011 Supp. 65-6133; effective May 1, 1985; amended May 1, 1986; amended, T-88-12,

296 May 18, 1987; amended, T-88-24, July 15, 1987; amended May 1, 1988; amended July
297 17, 1989; amended March 16, 1992; amended Jan. 31, 1994; amended Jan. 30, 1995;
298 amended Jan. 31, 1997; amended Nov. 12, 1999; amended Jan. 27, 2012; amended
299 March 15, 2013; amended P-_____.)