

**109-1-1. Definitions.** The following words and phrases shall have the following meanings as used in this agency's regulations.

(a) ~~“Administrator” means the executive director of the emergency medical services board.~~ “AEMT” means an advanced emergency medical technician.

(b) “Advanced Life Support” means the statutorily authorized activities and interventions that may be performed by an emergency medical technician-intermediate, emergency medical technician-defibrillator, emergency medical technician-intermediate-defibrillator, advanced emergency medical technician, mobile intensive care technician or paramedic.

~~(b)~~ (c) “Air ambulance” means a fixed-wing or rotorwing aircraft that is specially designed, constructed or modified, maintained, and equipped to provide air medical transportation of patients.

~~(e)~~ (d) “Air medical advisor” means a physician as defined by K.S.A. 65-6112, and amendments thereto, who meets these requirements:

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

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

~~(d)~~(e) “Air medical personnel” means the attendants listed on the attendant roster , health care personnel identified on the service health care personnel roster of with the air ambulance service, specialty patient care providers specific to the mission, and the pilot or pilots necessary for the operation of the aircraft.

~~(e)~~ (f) “Airway maintenance” as used in K.S.A. 65-6121 and amendments thereto, and as applied to the authorized activities of an emergency medical technician-intermediate, and an advanced emergency medical technician is the use of any invasive oral equipment and procedures necessary to assure the adequacy and quality of ventilation and oxygenation.

(g) “ALS” means advanced life support.

(h) “Basic life support” means the statutorily authorized activities and interventions that may be performed by a first responder, emergency medical responder or emergency medical technician.

(i) “BLS” means basic life support.

~~(f)~~ (j) “CECBEMS” means the national Continuing Education Coordinating Board for Emergency Medical Services.

(k) “Certified mechanic” as used in KAR 109-2-2 means an individual employed by the service, city or county, qualified to perform maintenance on licensed EMS ~~vehicles~~ ambulances and/or inspect the same vehicles and validate by signature, the vehicle meets both mechanical and safety considerations for use.

~~(g)~~ (l) “Class” as used in KAR 109-5-2, 109-10-1, 109-10-2, 109-10-3, 109-11-1, 109-11-6, and 10-11-8 means the period during which a group of students meets.

~~(h)~~ (m) “Clinical preceptor” means an individual who is responsible for supervision and evaluation of students in clinical training in a health care facility.

(†) (n) “Continuing education” means a formally organized learning experience that has education as its explicit principal intent and is oriented towards the enhancement of emergency medical services practice, values, skills, and knowledge.

(†) (o) “Contrived experience” as used in K.A.R. 109-11-3, means a simulated ambulance call to include dispatch communications, responding to the scene, assessment and management of the scene and patient or patients, biomedical communications with medical control, ongoing assessment, care and transportation of the patient or patients, transference of the patient or patients to the staff of the receiving facility, completion of records, and preparation of the ambulance for return to service.

(†) (p) “Coordination”, as used in KAR 109-5-7, means the submission of the application for approval of initial or continuing education courses and the oversight responsibility of those same courses and instructors once approved.

(q) “Course of instruction” means a body of prescribed EMS studies approved by the board.

(†) (r) “Critical care transport” means transport by a type V ambulance of a critically ill or injured patient, including the provision of medically necessary supplies and services, who receives care commensurate with the scope of practice of care rendered by a physician, physician assistant, advanced registered nurse practitioner, or a licensed professional nurse.

(s) “Emergency” means a serious unforeseen situation or occurrence that happens unexpectedly and demands immediate action.

~~(t)~~ (t) “Emergency Call” means an immediate response by EMS services to a medical or trauma incident that happens unexpectedly.

~~(m)~~ (u) “Emergency care” means the services provided after the onset of a medical condition of sufficient severity that the absence of immediate medical attention could reasonably be expected to cause any of the following:

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

~~(n)~~ (v) “EMS” means emergency medical services.

~~(u)~~ (w) “EMR” means emergency medical responder.

~~(o)~~ (x) “EMT” means emergency medical technician.

~~(p)~~ (y) “EMT-D” means emergency medical technician-defibrillator.

~~(q)~~ (z) “EMT-I” means emergency medical technician-intermediate.

(aa) “EMT-I/D” means emergency medical technician-intermediate/defibrillator.

~~(r)~~ (bb) “Field internship preceptor” means an individual who is responsible for supervision and evaluation of students in field training with an ambulance service.

~~(s)~~ (cc) “Health care personnel” as used in KAR 109-2-6 means a physician, physician assistant, registered professional nurse, advanced registered nurse practitioner, or a respiratory therapist or other licensed medical professionals used to support patient care.

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

~~(t)~~ (dd) “Incompetence,” as applied to instructor-coordinators and training officers and as used in K.S.A. 65-6133 and K.S.A. 65-6129c and amendments thereto, means a pattern of practice or other behavior that demonstrates a manifest incapacity or inability to coordinate or instruct.

~~(u)~~ (ee) “Incompetence,” as applied to an operator and as used in K.S.A. 65-6132 and amendments thereto, means

(1) an operator’s inability or failure to provide the level of service required for the ~~class-~~ type of permit held.

(2) that the operator, agent or employee of the operator failed to comply with a statute or regulation pertaining to the operation of a licensed ambulance service.

~~(v)~~ (ff) “Instructor-coordinator (I-C)” means any of the following individuals who are certified to instruct and coordinate attendant training programs:

- (1) Emergency medical technician;
- (2) emergency medical technician-intermediate;
- (3) emergency medical technician-defibrillator ;
- (4) mobile intensive care technician;
- (5) physician;

(6) ~~registered professional nurse~~ physician's assistant;

(7) advanced registered nurse practitioner;

(8) registered professional nurse

(9) advanced emergency medical technician; or

(10) paramedic.

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

~~(x)~~ (hh) "Long-term provider approval" means that the sponsoring organization has been approved by the executive director to provide continuing education programs as prescribed in K.A.R. 109-5-3.

~~(y)~~ (ii) "MICT" means mobile intensive care technician.

(jj) "Out of Service" as used in **KAR 109-X X** means a licensed ambulance that is not immediately available for use for patient care or transport.

~~(z)~~ (kk) "Primary instructor" means an instructor-coordinator or training officer II who is listed by the ~~provider of training~~ sponsoring organization of training as the individual responsible for the effective delivery of cognitive, psychomotor, and affective objectives of an approved initial course of instruction or continuing education session and who is the person primarily responsible for evaluating student performance and developing student competency.

~~(aa)~~ (ll) “Prior-approved continuing education” means material submitted by a ~~provider, sponsoring organization,~~ to the board, that is reviewed and subsequently approved by the ~~administrator or the administrator’s designee,~~ executive director, in accordance with criteria established by rules and regulations, and that is assigned a course identification number.

~~(aa)~~ “~~Provider of continuing education~~” means ~~professional associations, accredited postsecondary educational institutions, permitted ambulance services, fire departments, other regional councils, approved by the administrator to offer continuing education programs on either a long-term provider basis or a single-program provider service;~~

~~(qq)~~ (mm) “Public call” means the request for an ambulance to respond to the scene of a medical emergency or accident by an individual or agency other than any of the following:

- (1) A type I, ~~or type II,~~ or type IIA ambulance service;
- (2) the Kansas highway patrol or any law enforcement officer certified as an attendant who is at the scene of an accident or medical emergency;
- (3) a physician who is at the scene of an accident or medical emergency; or
- (4) an attendant who has been dispatched to provide emergency first response and who is at the scene of an accident or medical emergency.

~~(dd)~~ (nn) “Retroactively approved continuing education” means credit issued to the attendant after attending the workshop, conference, seminar, or other offering that is

reviewed and subsequently approved by the executive director, in accordance with criteria established by the board.

(oo) "Service Records" means documents required to be maintained by state regulations and statutes pertaining to the operation and education within a licensed ambulance service.

~~(ee)~~ (pp) "Single-program provider approval" means that the provider sponsoring organization has been granted approval to offer a specific continuing education program.

~~(ff)~~ (qq) "Site coordinator" means a person supervising, facilitating, or monitoring students, facilities, faculty, or equipment at a training site.

(rr) "Sponsoring organization" means professional associations, accredited postsecondary educational institutions, permitted ambulance services, fire departments, other officially organized public safety agencies, hospitals, corporations, emergency medical services regional councils, or KBEMS approved by the executive director to offer initial courses of instruction and continuing education programs as either a long-term provider or a single-program provider.

~~(gg)~~ (ss) "Sufficient application" means that the information requested on the application form is provided in full, no additional information is required to complete the processing of the application, and any applicable fee has been paid.



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

~~(ii)~~ “Training officer II” means a person who is certified by the board to function as a continuing education training program coordinator and as a primary instructor of first responder initial courses of instruction.

~~(jj)~~ (vv) “Training program accreditation” means accredited postsecondary educational institutions, permitted ambulance services, fire departments, other officially organized public safety agencies; hospitals, or corporations approved by the executive director to conduct EMS initial courses of instruction on a long-term provider basis.

~~(kk)~~ (ww) “Type I ambulance service” means a ground-based service that provides emergency response and advanced life support, as described in the authorized activities and scope of practice of emergency medical technician-intermediate, emergency medical technician-defibrillator, emergency medical technician-intermediate/defibrillator, advanced emergency medical technician, mobile intensive care technicians or paramedic as described in K.S.A. 65-6119, K.S.A. 65-6120, or K.S.A. 65-6123 and amendments thereto.

~~(ll)~~ (xx) “Type II ambulance service” means a ground-based service that provides emergency response and basic life support, as described in authorized

activities or scope of practice of emergency medical technicians, first responder and emergency medical responder as defined in K.S.A. 65-6121, K.S.A. 65-6144 respectively and amendments thereto.

(yy) “Type IIA ambulance service” means a basic life support service that may provide advanced life support when staffed with any of these individuals functioning under ALS protocols or guidance as authorized by applicable licensing authority:

- (1) Emergency medical technician-intermediate
- (2) emergency medical technician-defibrillator;
- (3) mobile intensive care technician;
- (4) registered professional nurse;
- (5) ~~registered~~ physician’s assistant;
- (6) physician;
- (7) advanced registered nurse practitioner;
- (8) emergency medical technician-intermediate/defibrillator;
- (9) advanced emergency medical technician; or
- (10) paramedic.

~~(mm)~~ (zz) “Type V ambulance service” means an air or ground-based ambulance service that provides, critical care transport, as defined in K.A.R. 109-1-1, and is not subject to public call.

~~(nn)~~ (aaa) “Unprofessional conduct,” as applied to attendants and as used in K.S.A. 65-6133, and amendments thereto, means conduct that violates those standards

of professional behavior that through professional experience have become established by the consensus of the expert opinion of the members of the emergency medical services profession as reasonably necessary for the protection of the public. This conduct shall include any of the following:

- (1) Failing to take appropriate action to safeguard the patient;
- (2) performing acts beyond the activities authorized for the level at which the individual is certified;
- (3) falsifying a patient's or an ambulance services records;
- (4) verbally, sexually, or physically abusing a patient;
- (5) violating statutes or regulations concerning the confidentiality of medical records or patient information obtained in the course of professional work;
- (6) diverting drugs or any property belonging to a patient or an agency;
- (7) making a false or misleading statement on an application for certification renewal or any agency record;
- (8) engaging in any fraudulent or dishonest act that is related to the qualifications, functions, or duties of an attendant; or
- (9) failing to cooperate with the board and its agents in the investigation of complaints or possible violations of the emergency medical services statutes or board regulations, including failing to furnish any documents or information legally requested by the board. Attendants who fail to respond to requests for documents or requests for

information within 30 days from the date of request shall have the burden of demonstrating that they have acted in a timely manner.

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

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

(2) verbally or physically abusing a student;

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

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

(5) violating any statutes or regulations concerning the confidentiality of student records:

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

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

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

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

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

(11) failing to cooperate with the board and its agents in the investigation of complaints or possible violations of the emergency medical services statutes or board regulations, including failing to furnish any documents or information legally requested by the board. Instructor-coordinators and training officers who fail to respond to requests for documents or requests for information within 30 days of the request shall have the burden of demonstrating that they have acted in a timely manner. (Authorized by K.S.A. ~~1998 Supp.~~ 65-6110, K.S.A. 2009 Supp. 65-111 as amended by L.2010, Ch. 119, sec. 1; implementing K.S.A. ~~1998 Supp.~~ 65-6110, K.S.A. 2009 Supp. 65-111 as amended by L.2010, Ch. 119, sec. 1; K.S.A. 65-6121, as amended by L. 2010, Ch 119, sec 5; K.S.A. 65-6129, as amended by L. 2010, Ch 19, sec 8; K.S.A. 65-6129b, and K.S.A. 65-6129c, as amended by L. 2010, Ch 119, sec 9; K.S.A.65-6132, and K.S.A ~~1998 Supp.~~ 65-6133; effective May 1, 1985; amended May 1, 1986; amended T-88-12, May 18, 1987; amended, T-88-24, July 15, 1987; amended May 1, 1988; amended July 17, 1989; amended March 16, 1992; amended Jan. 31, 1994; amended Jan. 30, 1995; amended Jan. 31, 1997; amended Nov. 12, 1999: P-\_\_\_\_\_.