

DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT

Health Facilities and Emergency Medical Services Division

EMERGENCY MEDICAL SERVICES ACCOUNT

6 CCR 1015-1

[Editor's Notes follow the text of the rules at the end of this CCR Document.]

Section 1 - Statement of Basis and Purpose

The General Assembly of the State of Colorado in Section 25-3.5-102, CRS, recognized the importance of an efficient and reliable statewide emergency medical and trauma network for the promotion of health, safety, and welfare of Colorado residents and visitors. The assembly further amended the statute to include the creation of an Emergency Medical Services Account (Section 25-3.5-601, CRS) and specified that funds from said account shall be utilized by local emergency medical and trauma service providers in order to improve the statewide emergency medical and trauma network.

Section 2 - Definitions

As used in these regulations, the words and terms in this section shall have the meaning as set forth herein unless the context clearly requires a different meaning.

2.1 All definitions that apply to Section 25-3.5-602, CRS Apply to these rules.

2.2 "Contract" means the document between the Department and the emergency medical and trauma service provider chosen as a recipient of funds from the EMS Account. The contract describes the terms and conditions of the award agreement.

2.3 "Council" means the State Emergency Medical and Trauma Advisory Council created in Section 25-3.5-104, CRS.

2.4 "Emergency Account" means those funds that have been set aside pursuant to Section 25-3.5-603, CRS for those unforeseen, involuntary circumstances resulting in the need for immediate attention and or action.

2.5 "Emergency Medical and Trauma Services" are the services, planning or the training therein, utilized in a pre-hospital environment in response to the perceived individual needs for prevention of: loss of life, further aggravation to physiological and/or psychological injury, and/or inherent harm to an individual or group of individuals.

Section 3 - Emergency Medical and Trauma Service Provider Grants

3.1 Eligibility for Grant Funds

In order to be eligible for emergency medical and trauma service grant funds, the applicant must be able to demonstrate that their purpose is for the provision of emergency medical and trauma services and their intent must be to maintain or upgrade the access to and/or quality of emergency medical and trauma services within the community/county/region/state.

3.2 Applications for Emergency Medical and Trauma Service Provider Grant Funds

All applications must be submitted on forms provided by the Department. In addition, all applications must:

- 1) be complete and contain any additional information deemed necessary by the Department, and
- 2) be submitted to the address specified in the announcement before the deadline specified at the announcement of the application for funds.

3.3 Application Verification Process

All applications will be verified by the Department. This verification process shall include:

- 1) a review of the application for completeness and compliance with the requirements specified in the application, and
- 2) a review of the applicant's eligibility as set forth in these regulations. Any application found to be inconsistent with the requirements specified in paragraphs 1) and 2) will be rejected and the applicant will be notified of the rejection.

3.4 Matching Fund Requirement/Waiver

- 1) The Department, in consultation with the Council, shall establish the matching funds requirements prior to the opening of each grant cycle. These requirements will be provided in the application process. Any application received that does not meet the matching funds requirement specified in the application will be rejected unless the applicant requests a waiver of the matching funds.
- 2) The Council shall establish a committee to review all applications requesting a waiver of the matching funds. The committee will evaluate each application requesting a waiver to determine whether the applicant has successfully demonstrated that local matching funds are not available. Any application that does not receive a waiver from the council will not be eligible for funding.

3.5 Application Review and Evaluation

To provide a fair and impartial review and evaluation of the applications, the Council shall:

- 1) Establish review committees of members designated by the Council. Each committee will review and evaluate applications and submit recommendations to the Council, and
- 2) The Council will review the recommendations from each committee and provide recommendations to the Department.

The Department shall:

- 1) Provide final review and prioritization of the applications and make awards based upon priorities established by statute, recommendations from the council, substantiated need, and impact upon the emergency medical and trauma service programs should funds not be awarded.

3.6 Awarding of Funds

- 1) The Department, in consultation with the Council, may, within statutory limitations, reestablish funding priorities for the Emergency Medical and Trauma Services Grant Program to address specific needs related to the maintaining and upgrading of the Colorado Emergency Medical and Trauma Care System.

- 2) A letter of intent to award funds to an applicant is only an offer to enter into a grant contract, and not an actual funding obligation on the part of the Department. Only when a contract listing conditions of the grant is accepted and signed by all parties will any formal obligation be recognized or funds disbursed.

3.7 Appeal Process

Applicants who wish to appeal an adverse action with respect to their grant application shall:

- 1) Make the request in writing to the Department within 60 days of notification of a denial of an award
- 2) Include the statute, rule or written application guideline that was not followed in the review of their grant application.

The Department shall:

- 3) Review requests for appeals to substantiate a violation of statute, rule or application guideline
- 4) Notify the applicant and the Council of their findings

The Council shall:

- 5) Review appeals where there is a substantiated violation of statute, rule or application guideline and make recommendations to the Department for corrective action.

Section 4 - Emergency Medical and Trauma Services Emergency Grants

4.1 Emergency Grant Funds Application Requirements

Application for funds from the Emergency Account may be submitted to the Department at any time. Unless waived by the Department because of extreme emergency or need for immediate action, the application must be submitted on forms provided by the Department and shall contain:

- 1) Evidence of financial need or hardship
- 2) A detailed description of the emergency, to include causation, resolution, and the impact on local delivery of emergency medical services if funding is not provided, and
- 3) The methods explored by the applicant to resolve the crisis other than funding from the Emergency Account.

4.2 Eligibility for Emergency Medical and Trauma Service Grant Funds within the Emergency Fund

In addition to meeting the standard grant eligibility requirements, the emergency fund applicant must be able to demonstrate that the request for funds is a true emergency in which, if the funds are not received, access to and/or quality of local emergency medical services will be seriously hindered or eliminated.

Editor's Notes

History