

(b) Director: qualifications. The Division of Mobile Health shall be headed by a Division Director, who shall be appointed by the Governor and shall serve at the Governor's pleasure. The Director shall possess at least five years of experience in mobile health, and shall be either a physician, a paramedic, or an emergency medical technician.

(c) Director: responsibilities. The Director's powers and responsibilities shall include, but not be limited to, the power to:

- (i) prepare budgets for the Division;
- (ii) investigate complaints regarding Mobile Health Services;
- (iii) apply for, receive, and accept, on behalf of the Division, gifts, bequests, grants, and other forms of financial assistance;
- (iv) develop plans and policies regarding interagency coordination, training, and public education.

(c) Subdivisions. The Division of Mobile Health shall have two sections, Operations and Administration, each of which shall be headed by a Deputy Director who shall have at least two years of experience in mobile health.

(d) Responsibilities of the Division. The Division of Mobile Health Services shall be responsible for mobile health services throughout the Commonwealth.

#### **Section 102. Transfer of Personnel, Funds, and Equipment.**

(a) Equipment and Assets. The Department of Public Safety shall transfer all physical and financial assets of Emergency Medical Service to the Division of Mobile Health, including, but not limited to, ambulances and other equipment, and both federal and local funds.

(b) Grants. All existing grants relating to the planning, training, or implementation of mobile medical care systems are hereby transferred to the Division of Mobile Health.

(b) Personnel.

(i) In General. 40 FTE positions shall be transferred from the Department of Public Safety to the Division of Mobile Health. These shall include, but not be limited to, at least 3 FTEs each on Tinian and Rota.

(ii) Agreement between the Departments. The Secretary of Public Health and the Commissioner of Public Safety shall meet and consult to decide which positions and employees shall be transferred. They shall reduce this agreement to writing no later than December 1, 1996. If the Secretary and the Commissioner are unable to reach an agreement, the Governor shall decide between them.

(iii) Allocation of FTEs within the Division. The Secretary of Public Health and the Director of the Division of Mobile Health, in consultation with the Civil Service Commission, shall prepare an organizational plan for allocating the transferred FTEs within the new Division. No person transferred shall receive a pay cut or a reduction in grade.

(c) Accounting. The Secretary of Finance, in cooperation with the Office of Management and Budget, shall revise all accounts and records to reflect the reorganization.

**Section 103. The Division of Public Health and Mobile Health.**

(a) Regulations. The Secretary of Public Health shall have the power to promulgate regulations regarding mobile health.

(b) Medical Director. The Secretary of Public Health shall appoint one physician to be the medical director for the Division of Mobile Health.

(c) Mobile Health Advisory Council. There shall be a Mobile Health Advisory Council within the Department of Public Health, which shall consist of nine persons appointed by the Secretary of Health, and serving at his pleasure. The Council shall meet on a regular basis as determined to be necessary to provide information about the health needs of the community, make recommendations to the Governor, the Secretary, or the Division Director, and to disseminate information to the various departments and agencies.

**Section 104. DPS and Mobile Health.**

DPS shall be responsible for maintaining the 911 system and providing emergency medical dispatching in accordance with the rules and regulations established by the Department of Public Health. DPS shall provide certified First Responders through the police and fire divisions to respond to injury and illness prior to the arrival of the ambulance or other Mobile Health professional.

**Section 105. Civil Service and Mobile Health.**

(a) All employees of Mobile Health shall be members of the Civil Service except for the Director and any physicians who may be employed by the Division.

(b) The Civil Service Commission shall establish or modify criteria and compensation guidelines for paramedics and emergency medical technicians in consultation with the Department of Health.

**Section 106. Emergency Management and Mobile Health.**

The Office of Emergency Management shall dedicate at least three channels for medical communications, including at least one for dispatch and interagency communication and at least one for ambulance-to-hospital communication.

**Section 107. Fees and Insurance.**

(a) The Department of Public Health shall establish appropriate fees and procedures to implement a reimbursement system for persons who receive mobile health services, including, but not limited to, transportation.

(b) The Secretary of Health may enter into contracts with preferred providers, health maintenance programs or organizations, insurance payers, or others, to provide mobile health services to their customers.

(c) The Commonwealth's Government Health Insurance Plan shall adopt a payment plan for mobile health services, consistent with the usual and customary charges for such services, and taking into consideration the costs of providing such service in the Commonwealth.

**Section 201. Severability.**

If any provision of this Order, or the application of any provision to any person or circumstance, should be held invalid by a court of competent jurisdiction, the remainder of this Order, or the application of its provision to any person or circumstance other than those to which it was held invalid, shall not be affected thereby.

**Section 301. Codification.**

The Law Revision Commission shall codify the designations and reorganizations made by this plan.

**Section 401. Effective Date.** This Order shall go into effect on January 1, 1997.

DONE this 20<sup>th</sup> day of August, 1996.

  
FROILAN C. TENORIO  
Governor