

**SUMMARY OF CHANGES TO INTERLOCAL PROPOSED IN WORKING DRAFT  
2-18-20 VERSION (changes from 1-17-20 version underlined)**

**ART. I: CONTINUATION**

A. Definitions:

1. EMS Base Station Physician definition is deleted as obsolete.
2. Definition of “System” added here for clarification.

**ART. II: MAEMSA BOARD OF DIRECTORS**

B. Membership:

1. The Board of Directors will expand from 6 to 9 voting directors:

Current	Proposed	Comment
Ft. Worth: 4 voting directors	4 voting directors	
Suburban Cities: 1 voting director	1 voting director	
EPAB: 1 voting director	2 voting directors	Both selected by EPAB
FRAB: 2 non-voting (FTW Fire Chief and 1 Suburban City Fire Chief)	2 voting directors (FTW Fire Chief and 1 suburban Fire Chief)	Suburban Chief elected by FRAB; Ft. Worth Fire Chief is ex-officio (voting)
Ex-officio non-voting: CEO and Medical Director	CEO and Medical Director	
	Non-voting community representatives appointed by MAEMSA Board	Requires 2/3 vote of MAEMSA Board

2. The EPAB appointed directors will no longer have to reside in the Service Area if they have an active practice or are retired from active practice in the Service Area (active practice is not defined); preference is given to “those who live or practice medicine in the Service Area.”
3. EPAB appointed directors no longer have to be members of EPAB Executive Committee.
4. All voting directors will serve 3 year terms. There is no longer a two term limit but the appointing body must reaffirm appointment for successive terms. Ft. Worth Fire Chief does not have a term limit because he/she is Ex-Officio. All directors will

continue to serve until successor is duly appointed. The Authority will send notice of expiring terms to the appointing body (Member Cities, FRAB and EPAB).

5. Appointing body may replace its representatives at any time. Suburban City representative can be removed at any time by vote of 2/3 of Suburban Cities.
6. Conflict of Interest provision now references state law. Board will adopt its own Conflict of Interest Policy.

C. Executive Personnel Hired by Board

1. The Board will hire the "Executive Personnel" -- the CEO, Medical Director, and General Counsel (if Board elects to retain a General Counsel). Executive Personnel may be hired by majority vote but 2/3 vote of the entirety of the Board is required to terminate their employment/contract.
2. Executive Personnel report directly to the Board. Each is responsible for hiring, firing, directing and managing employees working under them and each is responsible for ensuring that those employees follow the written policies, rules and procedures applicable to all Authority Employees.
3. Contemplates the Medical Director becoming an employee. If the Medical Director is an independent contractor, the Board will ensure that employees in the Office of Medical Director still report directly to the Board and not to the CEO.

**Articles III and IV: NEW MEMBERS AND RESPONSIBILITIES OF MEMBERS**

- A. Pricing Offset Option is deleted. No cities currently elect to do this and can elect to directly subsidize residents' bills if they so desire.

**Article V: POWERS AND DUTIES OF AUTHORITY**

- A. Pricing Offset Option is deleted.
- B. Provision regarding balance of funds allocated to EPAB is moved here from Article VI.
- C. Minor non-substantive clarifications regarding System Performance Committee
- D. Indemnification provisions clarified (no substantive change).
- E. System Performance Task Force renamed "System Performance Committee"
- F. Clarifies that Authority is not the sole provider of standby emergency medical services (non-ambulance). Member Jurisdictions retain the right to regulate, manage and govern standby emergency medical services in their jurisdictions.

**Article VI: EPAB**

- A. Membership – Emergency Department Medical Directors from each full service hospital and (or designee) and appointees from TCMS (up to one less appointee than number of ED medical directors). Absolute limit of 7 TCMS appointees is removed because the number of ED’s may increase but TCMS appointees must still be 1 less than number of Hospital ED representatives. All voting members must be physicians licensed in Texas. Non-voting members may be appointed by EPAB, do not have to be licensed physicians.
- B. Officers – Chair, Vice-Chair, Secretary, Treasurer, and others created by EPAB bylaws.
- C. Powers and Duties of EPAB
  - 1. Statutory Duties of Medical Director are moved from EPAB to Medical Director to conform to state law.
  - 2. EPAB provides medical oversight to the System as an advisory board to the Board of the Authority and reports to Board of Authority and not the CEO.
  - 3. EPAB duties include participation in selection and review of Medical Director, recommending and reviewing research, medical oversight, advising Medical Director and Authority, etc.
  - 4. Duties also include serving as an advisory appeal board for credentialing actions of Medical Director

**ART. VII. MEDICAL DIRECTOR**

- A. Retained through contract with the Board. Selection process adopted by Board will include input and recommendations from FRAB and EPAB.
- B. Medical Director will be Chief Medical Officer of Authority and have statutory duties of Medical Director.
- C. Clarification that Medical Director is the medical director for all medical services provided by Authority and First Responders of Member Jurisdictions, including when they respond or provide services outside of the Service Area.
- D. Medical Director reports directly to Board and not to CEO.
- E. OMD employees are Authority employees and subject to all personnel rules and regulations of Authority but Medical Director is responsible for management of OMD employees, including enforcement of Authority rules and regulations.
- F. The Board may retain Associate Medical Directors who will report to Medical Director.
- G. Expenditure of OMD funds shall be in accordance with MAEMSA policies and procedures.
- H. Authority will adequately fund OMD to support Medical Director’s duties.

**ART. VIII. FIRST RESPONDER ADVISORY BOARD**

- A. Executive Personnel are non-voting ex-officio Members (CEO, Medical Director, and General Counsel).

B. FRAB may add other non-voting members by 2/3 vote.

**ART. IX. MISCELLANEOUS**

- A. Restates that Authority cannot impose financial obligations on Member Jurisdictions over their objection.
- B. Adds severability clause