

CHARTER

National Emergency Medical Services Advisory Council

1. Committee's Official Designation. The National Emergency Medical Services Advisory Council.

2. Authority. The Committee is established pursuant to Section 31108 of the Moving Ahead for Progress in the 21st Century Act of 2012, in coordination with the Secretary of Health and Human Services and the Secretary of Homeland Security. NEMSAC shall operate in accordance with the provisions of the Federal Advisory Committee Act (FACA), as amended (5 U.S.C. App. 2), and the terms of this charter.

3. Objectives and Scope of Activities. The purpose of NEMSAC is to serve as a nationally recognized council of emergency medical services (EMS) representatives to provide advice and consult with:

- a. The Federal Interagency Committee on Emergency Medical Services (FICEMS) on matters relating to EMS issues; and
- b. The Secretary of Transportation on matters relating to EMS issues affecting DOT, including the National Highway Traffic Safety Administration's (NHTSA) Office of Emergency Medical Services (OEMS).

NEMSAC serves as a forum for the development, consideration, and communication of information from a knowledgeable, independent perspective. The NEMSAC may provide recommendations, advice, and consultation only as detailed in Sections 3 and 5 of this charter.

4. Description of Duties. Consistent with Sections 3 and 5, NEMSAC is authorized to:

- a. Consider information and topics on EMS issues presented by NHTSA OEMS and make recommendations and dispense advice to the Secretary of Transportation and/or FICEMS through the Designated Federal Officer (DFO). Such recommendations and advice should be consistent with the following guiding principles of *EMS Agenda 2050: A People-Centered Vision for the Future of Emergency Medical Services*:
 - a. Adaptability and Innovation
 - b. Equitable Patient Care
 - c. Integration and Technology
 - d. Preparedness and Education
 - e. Profession Safety
 - f. Sustainability and Efficiency
- b. Respond to requests for consultation and advice on EMS issues from the Secretary of Transportation and/or FICEMS through the DFO.

- c. NEMSAC shall prepare an annual report to the Secretary of Transportation, with copies sent to the Secretary of Health and Human Services, the Secretary of Homeland Security, and FICEMS, regarding its actions and recommendations.

5. Agency or Official to Whom the Committee Reports. NEMSAC reports to the Secretary of Transportation through the DFO. NEMSAC provides advice and consults with FICEMS on matters involving EMS issues through the DFO.

6. Support. NHTSA is the Federal sponsor of NEMSAC and will furnish support services for its operation.

7. Estimated Annual Operating Costs and Staff Years. The estimated annual direct operating cost of NEMSAC is \$357,078.00, which includes travel and subsistence costs of members, printing, meeting, miscellaneous costs, and the estimated salary cost of staff support with benefits. The estimated annual staff time associated with the operation of NEMSAC is 0.75 full time equivalent (FTE).

8. Designated Federal Officer. The Director of NHTSA's OEMS, or designee, will serve as the DFO. The DFO will approve or call all NEMSAC meetings and subcommittee meetings, prepare and approve all meeting agendas, attend all NEMSAC meetings, adjourn any meeting when determined to be in the public interest, and chair meetings when directed to do so by the Secretary of Transportation.

9. Estimated Number and Frequency of Meetings. The Advisory Council shall meet as frequently as is determined necessary by the chairperson of the Advisory Council. The Chairperson will consult with the DFO regarding the frequency of meetings. The modality (virtual and or in-person) of meetings shall be determined by the DFO.

10. Duration. Continuing.

11. Termination. This charter shall terminate 2 years from its filing date unless it is renewed in accordance with FACA.

12. Membership and Designation. NEMSAC shall be composed of 25 members, each of whom shall be appointed by the Secretary of Transportation, in coordination with the Departments of Homeland Security and Health and Human Services through their respective representatives on FICEMS. The NEMSAC members shall collectively be representative of all sectors of the EMS community.

These sectors may include:

- Volunteer EMS
- Fire-based (career) EMS
- Private (career non-fire) EMS
- Hospital-based EMS
- Tribal EMS
- Air Medical EMS
- Local EMS Service
Directors/Administrators
- EMS Medical Directors
- Emergency Physicians

- Trauma Surgeons
- Pediatric Emergency Physicians
- State EMS Directors
- State Highway Safety Directors
- EMS Educators
- Public Safety Call-taker/Dispatcher (911)
- EMS Data Managers
- EMS Quality Improvement
- EMS Researchers
- Emergency Nurses
- Hospital Administration
- Public Health
- Emergency Management
- EMS Practitioners
- Consumers (not directly affiliated with EMS or healthcare)
- State or Local Legislative Bodies

The Council's broad-based membership will ensure that it has sufficient EMS system expertise and geographic and demographic diversity to accurately reflect the EMS community as a whole. Members will be selected for their ability to represent sectors of the EMS community, but no member will represent a specific organization.

The Secretary of Transportation shall appoint each member for up to a 2-year term and members may be reappointed, but may not serve more than two consecutive terms unless the Secretary determines that term extensions or additional terms are permitted to ensure representation of all sectors of EMS. Members are eligible to serve beyond the expiration of their terms but only until the Secretary appoints a successor. Any person appointed to fill a vacancy occurring prior to the expiration of the term for which his or her predecessor was appointed shall continue to serve until expiration of the predecessor's 2-year term. Members serve at the sole discretion of the Secretary, who has the right to terminate any member's tenure. If a member's status as a representative of a designated sector of the EMS community materially changes after appointment, the member's representative status will be terminated, unless certain requirements are met. These requirements include the following: (1) continued active involvement in the designated EMS sector (interest), (2) the NHTSA Administrator concurs with the representative's continued participation, (3) the member's continued participation is consistent with applicable statutory authorities and Presidential directives, and the (4) the member's continued participation is deemed essential for the fulfillment of the committee's mission.

The members of the NEMSAC shall annually select a chairperson and vice-chairperson of the Council. The vice-chairperson will serve as chairperson in the absence of the chairperson.

Council members will not receive pay or other compensation from NHTSA for their NEMSAC service, but are entitled to reimbursement of their hotel and travel expenses, including per diem.

13. Federal Liaison. The Secretaries of the Department of Health and Human Services and the Department of Homeland Security each may name one liaison whose roles shall be to inform the NEMSAC of ongoing or planned Departmental activities related to EMS and to update their respective Departments on NEMSAC activities.

14. Subcommittees. The NHTSA Administrator may create subcommittees or working groups. Subcommittees and working groups will report only to the NEMSAC and may not provide advice, recommendations or work products directly to DOT or FICEMS.

15. Recordkeeping. Records of the Council shall be handled in accordance with General Records Schedule 6.2 or other approved agency records disposition schedule. These records shall be available for public inspection and copying, subject to the Freedom of Information Act, 5 U.S.C. § 552.

16. Filing Date. This charter is effective April 26, 2021, which expires 2 years from that date on April 26, 2023