CITY OF MISSION APPLICATION AMBULANCE SERVICE

Permit Fee: \$500.00 plus \$100.00 Application required Term of Permit: 2 years for every ambulance permitted 1. Name of Business: 2. Business Address: 3. Business phone #: 4. Name of owner/Corporate owners: 5. Owner/s Address: 6. Owner/s Phone #: 7. Number of vehicles - describe medical service vehicle(s), including make, model, year of manufacture. license number for the current year, VIN number and type of emergency service vehicle (ALS, BLS or paramedic). 8. Names, ages and pertinent person information of the person associated with and who will operate the emergency medical services vehicle, along with the number and date of issuance/expiration of all licenses as held by each of the persons associated with the emergency medical services provider and as required and maintained by state law. 9. ATTACH proof of public liability insurance for **bodily injury** in the minimum amount of \$1,000,000.00 per person and \$1,000,000.00 per occurrence and for property damage in the minimum amount of \$1,000,000.00 in one accident and for all lawful and proper claims arising out of operations of the ambulance service authorized hereunder in the minimum amount of \$1,000,000.00. The City of Mission and Mission Regional Hospital be named as additional insureds in all insurance policies. 10. ATTACH rates to be charged by the emergency medical services (to be reviewed by the Ambulance Board). 11. ATTACH Eleven 3-holed punched copies of the Quality Improvement Program (QIP) for the prior six Applicant Signature Approved/Disapproved at a meeting held by the Ambulance Board on this the ______ day of _____ of 20_____.

Chairman-Ambulance Board

ORDINANCE NO. 1483

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS ESTABLISHING RULES AND REGULATIONS CONTROLLING THE OPERATIONS OF AMBULANCE AND EMERGENCY MEDICAL PROVIDER SERVICES WITHIN THE CORPORATE LIMITS OF THE CITY OF MISSION, TEXAS.

WHEREAS, the City of Mission City Council has identified needs within the City of Mission for enhancing the quality of medical emergency services that it currently provides to its citizenry; and

WHEREAS, it has been found that previous ordinances enacted by the City of Mission, Texas require updating for the purposes of meeting the general public needs; and

WHEREAS, it is the purpose of this ordinance to establish a regulated ambulance service system that can provide each ambulance patient with the best possible chance of survival without further disability or preventable complication; and

WHEREAS, a licensing system is hereby established for the City of Mission, Texas as a method to provide for market priced and quality provider ambulance services within the corporate limits of the City of Mission:

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS THAT:

SECTION I.

 Chapter 5, Sections 1-24 pertaining to ambulances as described in the Code of Ordinances of the City of Mission, Texas is hereby repealed in its entirety.

SECTION II.

1. The City of Mission hereby enacts the following ordinance as a full replacement to those previously enacted ordinances.

SECTION III. DEFINITIONS:

- 1. Advanced life support: Emergency pre-hospital care providing specially skilled emergency medical technician or a paramedic emergency medical technician using invasive medical acts. The provision of advanced life support shall be under the medical supervision and control of a licensed physician.
- 2. Advanced life support emergency medical services vehicle: A vehicle that is designed for transporting the sick or injured and that meets the requirements of a basic vehicle and has sufficient equipment and supplies for providing intravenous therapy and endotracheal or esophageal intubation or both.
- 3. Ambulance: This will be any motor vehicle equipped with facilities to convey infirm or injured persons in a reclining position to or from health care facilities.
- 4. <u>Basic Life Support:</u> Emergency pre-hospital care provided by an emergency care attendant or basic emergency medical technician using non-invasive medical acts. The provision of basic life support may be under the medical supervision and control of a licensed physician.
- 5. Emergency Circumstances: The existing of circumstances in which the element of time in transporting the sick, injured or wounded for medical treatment is essential to the health or life of such person.

- 6. Emergency Medical Services Provider: An organization that uses or maintains emergency medical services vehicles or emergency medical services personnel to provide emergency medical care or non emergency transportation of the sick or injured.
- 7. Emergency Service: This shall include the emergency ambulance trip to the place of emergency and rendering of first aid and assistance and the trip to the hospital or other specified destination or that by any means transport sick or injured persons for remuneration.

SECTION IV. ESTABLISHMENT OF AN AMBULANCE BOARD:

There is hereby created an Ambulance Board for the City of Mission which shall monitor and supervise all aspects of operations sponsored by emergency medical service providers that are licensed by the City of Mission. The purpose of the board shall be to provide recommendations as the board sees fit to the Mission City Council for the maintenance improvements, and methods in which preferred high quality ambulance services are provided to all citizens of the City of Mission for the lowest possible cost consistent with quality medical service. The board may be incorporated by the City Council into an existing City board or committee or remain a separate City board.

- A. The board shall consist of five persons. Three appointments shall be made by the City Council of and medically knowledgeable citizens within the community. The City health Officer shall be an appointed member to the board and the mayor and/or his designee shall be the 5th person. All 3 citizen board members shall be appointed at the same time for a two-year term consistent with City of Mission board appointment policy. A quorum shall consist of a simple majority of the Board.
- 1. The recommendation for the issuance or non-issuance of licenses for the operation of ambulance services within the corporate limits of the City of Mission;
- 2. To coordinate competitive proposal processes in accordance with medical standards found to be in the best interest of the City of Mission and to formulate recommendations to be submitted to the Mission City Council regarding the selection of a single operator/provider for said ambulance system if so required or deemed in the public interest.
- 3. To recommend, review or deny the expense of any funds which are appropriated by the Mission City Council for the purpose of subsidy to any emergency medical services provider.
- 4. The board shall annually review but not establish rates charged by the emergency medical services providers and monitor quality of service or other relevant factors as it relates to those charges and identify findings to emergency medical service providers.
- 5. To formulate, modify and update criteria and requirements concerning the issuance, renewal, suspension or revocation of all licenses, permits and certificates for operation within the corporate limits of the City of Mission.
- To recommend the revocation of any license after review utilizing the same process as used for issuance.
- To conduct inspections of vehicles, equipment and supplies on an announced and unannounced basis.
- 8. To field all complaints by citizens or groups in this community and to monitor responses from the emergency medical services providers to determine the quality and equitable

provision of service in specific instances and as it pertains to the issuance or revocation of a license.

9. To adopt and establish "on call" schedules and written procedures, as recommended by the Police Chief and Fire Chief, as it pertains to emergency call referrals by the public safety departments for the purpose of forwarding those emergency medical service calls for service.

SECTION V. LICENSE REQUIRED:

- No person, corporation or business shall operate an emergency medical services vehicle on any street of the City of Mission Texas without having obtained a license to operate said service from the Ambulance Board and as approved by the Mission City Council. A license will be eligible for revocation should any of the following conditions not be met.
- 1. Term of license: The license shall have a primary term of two years and must be renewed at least 60 days prior to the expiration date of the license with the expiration date being March 31st of the respective expiration year.

In addition, the board shall have the power to recommend to the Council for the provision of a temporary servicing license for a period not to exceed 90 days when necessary in the public interest.

2. License Issuance: The license granted hereunder shall be granted only to an emergency services provider which minimally meets or exceeds all state standards for staffing and equipment in regards to basic life support emergency medical services and the terms of this ordinance. It shall be encouraged and preferred for applicants to meet or exceed the requirements for advanced life support emergency medical services. All licensed operations shall be required to receive and shall be eligible for Mission Public Safety Department referrals.

3. <u>Licensee Standards</u>:

- A. The licensee agrees to respond to all calls for ambulance service within the City as referred to it by the public safety departments. The licensee shall not engage in any form of screening calls and shall respond in accordance with rotational schedules as established by the Chief of Police and the Fire Chief.
- B. The licensee shall not refuse transport of any patient as referred to it by the City of Mission to any hospital within the City.
- C. The licensee shall serve all parts of the City in an equitable manner. The licensee shall also take any and all actions which are reasonably necessary to minimize differences in response to acceptable levels.
- D. The licensee shall transport any person without regard to the ability to pay. The licensee shall not make any "on scene" collections on any calls within the City of Mission. All advanced life support emergency medical services vehicles shall meet or exceed standards as prescribed by applicable state law and regulations. The licensee shall also meet all personnel certification standards as prescribed by the City of Mission and state law as it is now or hereafter amended.

Licensing Exceptions:

A. Any ambulance rendering requested assistance to emergency medical services provider currently licensed by the City of Mission in the cases of disaster or major emergency or pursuant to the provisions of any future mutual aid agreement as approved by the City of Mission.

B. Any ambulance used for stand-by coverage at a special event provided that no separate charge may be made for the transportation of any patient by the operator thereof.

SECTION VI. LICENSE APPLICATION

Application for the license shall be made to the City Secretary of the City of Mission and reviewed by the ambulance board for a recommendation to the Council. After submission and approval, it shall be the continued responsibility of the emergency medical service provider to provide updated information on any and all parts of this licensed application within thirty (30) days of any changes. The application for license shall contain the following information:

- A. The name and address of the individual owner or corporate owners of the emergency medical services vehicle.
- B. The number and description for the emergency medical services vehicle(s) including the make, model, year of manufacture, license number for the current year, motor chest number, and type of emergency services vehicle, (ALS, BLS, or Paramedic)
- C. The location and description of the address and base of operation from which the ambulance services will operate.
- D. The names, ages and pertinent personal information of the persons associated with and who will operate the emergency medical services vehicle along with the number and date of issuance/expiration of all licenses as held by each of the persons associated with the emergency medical services provider and as required and maintained by state law.
- E. A submittal of rates to be charged by the emergency medical services provider shall be reviewed by the Ambulance Board. The licensee agrees to comply with all the laws of the state of Texas applicable to advanced life support emergency medical services and basic life support services and shall maintain all standards as set out by said requirements, including all required equipment and well maintained vehicles. The licensee shall recognize and acknowledge that said license or permit to operate within the corporate limits of the City of Mission shall not be exclusive.
- F. The emergency medical services provider shall not operate in the City limits of the City unless there is at all times in force and effect, insurance coverage as follows:
- 1. Public liability insurance in an amount not less than \$250,000.00 per injury to or death of each person; \$500,000.00 for each accident and \$100,000.00 for property damage to secure payment of all lawful and proper claims arising out of operations of the ambulance service authorized hereunder.
- Uninsured motorist coverage in amount equal to the bodily injury liability limits set forth above.
- Malpractice insurance in an amount not less than \$500,000.00 per each claim.
- 4. Proof of said insurance policy shall be continuously submitted and filed in the office of the City Secretary. Satisfactory evidence shall be presented that it is in full force and effect at all times. Every insurance policy required hereunder shall extend for the period to be covered by the license granted for the operation. The insurer shall not give less than 30 days written notice to the authority before any cancellation or termination of any such policy. Additionally, the City of Mission shall be named as an additional insured on said policy.

- 5. The cancellation or other termination of any policy of insurance required hereunder shall automatically revoke and terminate the license for ambulance service granted hereunder unless another insurance policy that complies with the provisions within the section is provided and which shall be in full force and effect at the time of the cancellation or the termination.
- 6. The emergency medical services provider shall at all times provide for and maintain adequate backup service for the City of Mission. Said backup will be provided by the emergency medical service provider's own vehicles or a written mutual assistance agreement with a secondary provider. In such case, the secondary provider must also be licensed by the City of Mission.

SECTION VII. FEE:

A successful applicant for a license required by the provision of this article shall pay for such license, the sum of \$150.00 which sum is considered as reasonable in this necessary cost to administer this chapter and the licenses issued hereunder.

SECTION VIII. ISSUANCE:

At a meeting of the Ambulance Board and after receipt of an application for a license as required by this article for an emergency medical services provider, the Ambulance Board shall hold a hearing to consider said application and shall review testimony and evidence that any interested party may wish to present. The applicant shall be notified of the time, date and place of such hearing at which a determination for the recommendation of, or the denial of a permit to the City Council shall be made. Should the permit be denied the Ambulance Board shall delineate specific objections that it has for the denial of the ambulance permit which shall be submitted in writing to the City Council. It shall require a 4/5 vote of the City Council to override any said negative determination by the ambulance board.

The ambulance board shall outline all rules and procedures in which the hearing shall be held and shall identify specific public concerns which shall be addressed by the licensee.

Upon review by the ambulance board and upon receipt of a recommendation, a final determination shall be made by the City Council which shall be final and conclusive and without appeal.

SECTION IX. PENALTY

Any person or corporation violating any provision of this ordinance shall be deemed guilty of an offense, and shall upon conviction be fined not less than one dollar (\$1.00) nor more than one thousand dollars (\$1,000.00). Each day in violation hereof shall constitute a separate offense.

READ, CONSIDERED AND APPROVED ON THIS THE 23RD DAY OF

PAT TOWNSEND, JR., MAYOR

ATTEST:

MONA MARTINEZ, CITY SECRETARY

ORDINANCE NO. 4092

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MSSSION, TEXAS, AMENDING THE FOLLOWING SECTIONS OF DIVISIONS I AND II OF ARTICLE III CAPTIONED "EMERGENCY MEDICAL VEHICLES" OF IT CODE OF ORDINANCES: SECTIONS 30-161, 30-162, 30-163, 30-181, 30-182, 30-183, 30-184, 30-186 AND 30-187

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MSISION, TEXAS:

A. THAT THE FOLLOWING SECTIONS OF DIVISIONS I AND II OF ARTICLE III CAPTIONED "EMERGENCY MEDICAL VEHCILES" OF ITS CODE OF ORDINANCES ARE AMENDED AS FOLLOWS:

1. Section 30-161 (Definitions) is hereby amended to read as follows:

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

ADVANCED LIFE SUPPORT: Means EMERGENCY pre-hospital care provided by a Paramedic(s) utilizing specialty skills and equipment but not limited to cardiac, respiratory and intravenous therapy. The provision of advanced life support shall be under the medical supervision and control of a licensed physician.

AMBULANCE: A vehicle designed to transport the sick or injured, to and from the place or places for the purpose of delivering the patient(s) for medical care. A vehicle equipped with equipment and supplies licensed by Texas Department of State Health Services designating such vehicle as on. (KEEP)

BASIC LIFE SUPPORT: Means EMERGENCY pre-hospital care provided by an emergency care attendants or basic emergency medical technicians utilizing non-invasive medical acts and procedures. The provision of basic life support shall be under the medical supervision and control of a licensed physician.

EMERGENCY CIRCUMSTANCE: A SITUATION in which the element of time in transporting the sick, injured or wounded for medical treatment is essential to the health or life of such person.

<u>EMERGENCY MEDICAL SERVICE PROVIDER:</u> Means an organization that uses or maintains ambulances and personnel to provide transportation services and are able to use invasive and non-invasive procedures to those being transported.

NON-EMERGENCY CALL FOR SERVICE: The non-emergency trip to or from a residence, hospital, clinic or health care facility where the use of audible and visuals waning traffic devices are not required, and the use of equipment and supplies for proving care at the scene or during transport.

<u>LICENSE(S)</u>: The verb license or grant license means to give permission. The noun license or licensee refers to that permission as well as to the document recording that permission. A license may be granted by a party ("licensor") to another party ("licensee") as an element of an agreement between those parties. A shorthand definition of a license is "an authorization (by the licensor) to use the licensed material (by the licensee)."

MUTUAL AID PROVIDERS: An Emergency Medical Service Provider that lends assistance to the 911 emergency service provider at the request of the city.

- 2. Subsections (a), (b), (c)(2) and (c)(8) of Sec. 30-162 (Ambulance board; purpose; membership; responsibilities) are hereby amended to read as follows:
- (a) There is hereby created an ambulance board for the city which shall monitor and supervise all aspects of operations sponsored by emergency medical services providers that are licensed by the city. The purpose of the board shall be to provide recommendations, to the city council for the maintenance, improvement and methods in which preferred high quality ambulance services are provided to all citizens of the City of Mission consistent with quality medical services. The board may be incorporated by the city council into an existing city board or committee or remain a separate city board.
- (b) The board shall consist of five Members. Three appointments shall be made by the city council of medically knowledgeable citizens within the community. The city health officer or designee shall be an appointed member to the board, and the mayor or his designee shall be the fifth person. The following city officials shall serve as ex officio members: city manager, fire chief; chief of police and 911 emergency provider. All three citizen board members shall be appointed at the same time for a two-year term consistent with city board appointment policy. The membership shall elect a chairperson and vice-

chairperson, and the city shall furnish a recording secretary. Accurate minutes of the meetings of the board shall be maintained. A quorum shall consist of a simple majority of the board.

- (c) The board and its representatives shall have the following responsibilities:
- (2) To coordinate competitive proposal processes in accordance with medical standards found to be in the best interest of the city and to formulate recommendations to be submitted to the city council regarding the selection of a single or multiple operators/providers for such ambulance system if so required or deemed in the public interest;
- (8) To field all complaints by citizens or groups in this community and to monitor responses from the emergency medical services providers and mutual aid providers to determine the quality and equitable provision of services in specific instances and as it pertains to the issuance or revocation, suspension, probation and termination of a license;
- (3) Sec. 30-163 (Penalty for violation of article) is hereby amended to read as follows:

Any person or corporation violating any provisions of this chapter shall, be fined not less than one dollar (\$1.00) not more than one thousand dollars (\$1,000.00). Each day in violation hereof shall constitute a separate offense.

- 4. Subsection (1) (e) of Sec. 30-181 (Required) is hereby amended to read as follows:
- (1) Licensee standards.
- (e). The emergency medical services providers shall submit, to the Emergency Management Coordinator's office or Designee, a copy of their quality improvement program (QIP) data for the prior six months by the tenth day of the months of April and October to be reviewed by the board.
- 5. Subsection (1) of Sec. 30-181 (Required) is amended to add items (f) and (g) to read as follows:
- (f) The licensee shall report any EMS rule violations to include reprimands, revocations, administrative penalties, fines, suspensions, probations imposed by DSHS no later than 10 days from notification.
- (g)The license, if is a primary 911 responder shall be registered with the LRGVDC 911 system.
- 6. Subsection (2) of Section 181 (Required) is amended to add items (c), (d), (e), (f) and (g) to read as follows:
- (c) This provision shall not apply to vehicles operated as EMS aircraft, ground ambulances, critical care transport vehicles, and non-emergency medical transport vehicles, or to persons engaged in providing service where ambulance, critical care transport, and non-emergency medical transport services are rendered at the request of any local, county, state or federal communications center or at the request of any law enforcement or fire protection agency during any "state of war emergency", "state of emergency", or "local emergency".
- (d) This provision shall not apply to EMS aircraft, ground ambulances, critical care transport vehicles, or non-emergency medical transport vehicles and to persons engaged in the transport of patients where the transport initiated outside the boundaries for transport into the City of Mission. (e) Not for profit agencies, volunteer public safety agencies, or agencies permitted by another governmental entity shall not be required to pay the fees imposed.
- (e) Not for profit agencies, volunteer public safety agencies, or agencies permitted by another governmental entity shall not be required to pay the fees imposed.
- (f) Agencies of the United States Government operating air or ground ambulances are exempted from all portions of this Division.
- (g) Governmental agencies operating air or ground ambulances twenty-four hours per day staffed with full time paid employees shall be exempted from the application process identified.
- 7. Sec. 30-182 (Application), prior to the subsections, is amended to read as follows:

Application for the license shall be made to the Emergency Management Coordinator or designee and reviewed by the ambulance board for a recommendation to the council. After submission and approval, it shall be the continued responsibility of the emergency medical services provider to provide updated information on any and all parts of the license application within 30 days of any changes. The application for license shall contain the following information:

8. Subsection (6), prior to the subsections, of Sec. 30-182 (Application) is amended to read as follows:

- (6) No emergency medical service providers shall operate in the city limits unless there is at all times in force and effect insurance coverage as follows:
- 9. Subsection (6) of Sec. 30-182 is amended to add item (g) to read as follows:
- (g) The city shall provide in all 911 Emergency Service Provider contracts entered into hereafter that it shall have the absolute and sole authority to select the mutual aid provider or providers who shall render secondary coverage to the city. It is the responsibility of the primary 911 provider to enter into an agreement agreeable with all parties.

10. Sec. 30-183 (Fee) is amended to read as follows:

Applicants for a license required by this provision of this article shall pay the sum of \$500.00, plus a \$100.00 fee for each ambulance requested to be permitted, which sum is considered the reasonable cost to administer this article and the license issued here under. Furthermore, once paid, said fees shall not be refunded or prorated.

11. Subsections (a) and (b) of Sec. 30-184 (Issuance) are amended to read as follows:

- (a) At a meeting of the ambulance board and after receipt of an application for a license as required by this division for an emergency medical services provider, the ambulance board shall consider such application and shall review testimony and evidence that any interested party may wish to present. The applicant shall be notified of the time, date and place of such hearing at which a Determination for the recommendation for or the denial of a permit to the city council shall be made. Should the permit be denied, the ambulance board shall delineate specific objections that it has for the denial of the ambulance permit, which shall be submitted in writing to the city council. It shall require a four-fifths vote of the city council to override any such negative determination by the ambulance board.
- (b) The ambulance board shall outline all rules and procedures by which the applicant shall be held and shall identify specific public concerns which shall be addressed by the licensee.

12. Sec. 30-186 (Terms) is amended to read as follows:

The license shall have a term that commences on the date of the issuance of the license and expires on December 31 of the next succeeding odd numbered year and must be renewed at least 60 days prior to the set expiration date. In addition, the board shall have the power to recommend to the council for the provision of a temporary license, for a period not to exceed 90 days, when necessary in the public interest.

13. Sec. 30-187 (Issuance) is amended to read as follows:

The license granted under this division shall be granted only to an emergency services provider which meets or exceeds all state standards for staffing and equipment in regard to basic life support emergency medical services and the terms of this article. It shall be preferred for applicants to meet or exceed the requirements for advanced life support emergency medical services.

- B. That If any part or parts of this Ordinance are found to be invalid by a court of competent jurisdiction, then such invalidity shall not affect the remaining parts hereof and such remaining parts shall remain in full force and effect, and to the extent this ordinance is considered severable.
- C. That this ordinance shall be effective upon publication of the caption of this ordinance which shall be published by the City Secretary in a newspaper of general circulation of the City of Mission according to law.

READ, PASSED, CONSIDERED, AND APPROVED ON APRIL 14, 2014

Norberto Salinas, Mayor

ATTEST:

Anna Carrillo, City Secretar

MISSION FIRE DEPARTMENT EMS VEHICLE INSPECTION REPORT

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ITEM								N	ITEM							IN		
BLS EQUIPMENT									4 rolls of adhesive tape									
* 1 portable suction unit (no foot pump or bulb type)									* 12 triangular bandages							+		
* Bag valve mask resuscitators (adult, child, infant)									* 4 Sterile burn sheets							-		
Oral airways (sizes for adult, child, infant)									2 Bandage shears							\vdash		
Oxygen delivery devices for adult and child									1 Sealed OB Kit with non-porous infant insulator							\vdash		
* 2 portable oxygen cylinders									I penlight							T		
* 1 portable oxygen regulator									Multilevel stretcher (2 clean sheets and blankets)									
Piped in oxygen with regulator (M or H cylinder)									BLS protocols									
* Extrication collars (sizes for adult, child, infant)									ALS EQUIPMENT									
* Extremity splints for all extremities									Medical protocols with types and quantities of IV solutions, IV catheters, laryngoscopes, endotracheal tubes, other advanced									
Traction Splint(s) to accommodate adult and pedi									equipment and specialized equipment									
* Spine boards - 1 long, 1 short with straps									IV solutions, IV catheters and or IOs as listed									
Sphygmomanometers (sizes for adult, child, infant)									50% de	virosc	:							
* 1 stethoscope									Advanc	ed air	y equ	ipment as	s listed					
* 2 multi-	trauma dres	sings							Speciali	ized a	prner	t as listed	1					
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* 6 occlusive dressings									Cardiac	moni	tor defil	rillator						
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