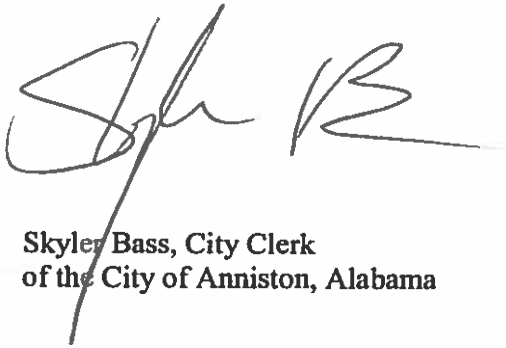


State of Alabama
Calhoun County

I, Skyler Bass, hereby certify that I am the City Clerk of the City of Anniston, Alabama, and am the custodian and legal keeper of the minutes of the meetings of the governing body of the City of Anniston, Anniston, and of all ordinances and resolutions adopted by said governing body; that the attached ordinance is a true and correct copy of an ordinance adopted by the governing body of the City of Anniston, Alabama, on the 6th day of August, 2019.

Witness my hand and the seal of the City of Anniston, Alabama, this the 20th day of August, 2019.

A handwritten signature in black ink, appearing to read 'Skyler Bass', with a long horizontal stroke extending to the right.

Skyler Bass, City Clerk
of the City of Anniston, Alabama

PROOF OF PUBLICATION

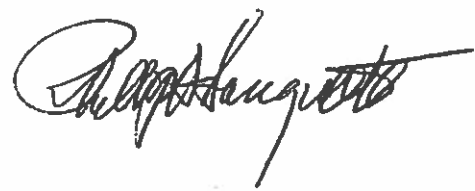
**STATE OF ALABAMA
CALHOUN COUNTY**

Personally appeared before me Phillip A. Sanguinetti, who being duly sworn, makes oath that he is President of THE ANNISTON STAR, a daily newspaper published in Anniston, Alabama, and that the attached notice ran as follows:

Dates: 8/9/19

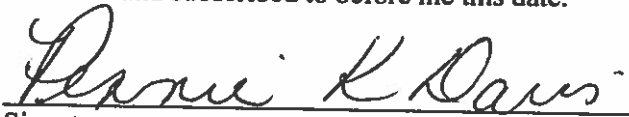
Description: 6 X 14 Ordinance 19-0-10


Ad # 828995
Order # 271444
Job # 000271444H
Amount \$1,512



Signature _____ Phillip A. Sanguinetti

Sworn to and subscribed to before me this date:


Signature _____ Pennie Davis

 My Commission Expires 10/24/2020

ORDINANCE NO. 19-O-10

**AMENDING CHAPTER 31, ARTICLE III OF THE CODE OF THE CITY OF ANNISTON, ALABAMA, 1981
GOVERNING AMBULANCE SERVICES**

WHEREAS, the Council deems that it is in the public interest to revise the laws governing ambulance services within the City of Anniston to specify that an "emergency call," as defined by Section 31.40 of The Code of the City of Anniston, Alabama, 1981 (the "Code"), includes those ambulance calls for the transportation of a patient to an urgent care clinic, hospital emergency room, or any other area of the hospital that will provide immediate care to the patient;

WHEREAS, the Council further desires to revise the regulations for EMS ambulance service operators governing the required emergency response times, as established by Section 31.45(e)(2) of the Code, to distinguish between the standard required for Advanced Life Support emergency responses and Basic Life Support emergency responses;

WHEREAS, the Council also desires to reiterate that ambulance service operators licensed to provide only nonemergency transports, in accordance with Section 31.47 of the Code, are prohibited from providing emergency transports and to establish that the violation of this prohibition shall provide grounds for a one year suspension of an ambulance service operator's license to provide nonemergency transports within the City;

NOW THEREFORE, BE IT ORDAINED by the Council for the City of Anniston, Alabama as follows:

Section 1. Chapter 31, Article III, Section 31.40 of "The Code of the City of Anniston, Alabama, 1981" is hereby amended and restated in its entirety as follows:

Sec. 31.40 – Definitions.

(a) The following words when used in this article shall have the meanings ascribed to them in this section, except where the context clearly indicates to them in this section a different meaning. When not inconsistent with the context, words in the singular number include the plural number, and the masculine shall include the feminine and neuter.

(1) **Advanced EMT.** Any person eighteen (18) years of age or older who has successfully completed the advanced emergency medical technician course of instruction and has been granted a current, valid license by the state board of health. Such persons are generally authorized by the state to provide invasive prehospital care such as starting intravenous fluids, placement of an advanced airway or other such similar procedures.

(2) **Advanced life support (ALS).** The treatment of potentially life-threatening medical emergencies through the use of invasive medical techniques which ordinarily would be performed or provided by physicians, but which may be performed by advanced level emergency medical technicians (EMTs).

(3) **Ambulance.** A motor vehicle licensed by the Alabama State Board of Health and meeting all requirements of section 22-18-1, et seq., Code of Alabama, 1975, as amended, and specifically designed for, equipped or used as an emergency vehicle for the purpose of transporting persons who are wounded, injured, ill or sick, and shall include, but is not limited to, emergency vehicles used for such purposes.

(4) Ambulance call. The act of calling for an ambulance through mechanical or other means for the purpose of transporting any patient to or from a medical care facility.

a. Emergency call. An ambulance call for service in which it is believed that the illness, injury or disability requires immediate medical services wherein delay of the receipt of such services may endanger personal health or safety. Emergency call also includes an ambulance call for transportation of a patient to an urgent care clinic, hospital emergency room or any other area of the hospital that will provide immediate care to the patient.

b. Nonemergency call. An ambulance call for transportation to or from a medical facility or medical provider that does not involve the need for immediate medical services.

(5) Ambulance driver. Any person who successfully completes an emergency vehicle operations course or its equivalent and has been granted any and all applicable current, valid licenses by the state board of health, the state department of motor vehicles or any other state or federal regulatory agencies. An ambulance driver shall also be minimally licensed by the state board of health as an emergency medical responder.

(6) Ambulance service operator. Any individual, partnership, corporation or other legal or business entity operating ambulances for hire within the city. Each service must be an independent entity from any and all other existing services operating within the city and must have distinct and separate employees, bank accounts, and vehicles from any and all existing services.

(7) Basic life support (BLS). A level of pre-hospital care involving noninvasive life support measures.

(8) City. All areas within the corporate limits and police jurisdiction in Anniston, Alabama.

(9) City council. The elected governing body of the city.

(10) East Alabama EMS. The regional EMS agency designated by the state board of health to serve as a resource agency for EMS providers and any other EMS related organizations in the eastern portion of the state.

(11) Emergency medical responder (EMR). Any person eighteen (18) years or older who has successfully completed the emergency medical responder course of instruction, or its equivalent, as approved by the board or its designee, who has passed the state approved

EMSP certification exam, and who has been granted a current, valid EMSP license by the state board of health.

(12) EMS ambulance service operator. An ambulance service operator that has been granted all licenses and permits required by this article to provide emergency medical services and emergency transports within the corporate limits of the city.

(13) Emergency medical services (EMS). A system of coordinated prehospital emergency aid and medical assistance from primary response to definitive care, involving personnel trained in the rescue, stabilization, transportation, and treatment of sick or injured persons.

(14) Emergency medical technician (EMT). Any person eighteen (18) years of age or older who has successfully completed the applicable emergency medical technician course of instruction and has been granted a current, valid license by the state board of health.

(15) Emergency transport. The transportation of a patient by an ambulance service operator in response to an ambulance call in which it is believed that the illness, injury or disability requires immediate medical services wherein delay of the receipt of such services may endanger personal health or safety. Responses to such calls shall be made with the use of all warning devices and lights as deemed necessary by the senior EMT/Paramedic for optional patient care.

(16) Hospital. A facility licensed as a hospital by the state board of health and located within the corporate limits of the City of Anniston.

(17) Intermediate EMT. Any person eighteen (18) years of age or older who has successfully completed the intermediate emergency medical technician course of instruction and been granted a current, valid license by the state board of health. Such persons are generally authorized by the state to provide invasive prehospital care such as starting intravenous fluids, monitoring cardiac rhythms, performing defibrillation and intubation or other such similar procedures.

(18) Nonemergency transport. The transportation of a patient by an ambulance service operator to or from a medical facility or provider that does not involve the need for immediate medical services. Such transports shall not use or require the use of emergency warning devices. Such calls include, but are not limited to interhospital transfers, discharges to home, visits to physician offices and the transport of deceased patients.

(19) Paramedic. Any person eighteen (18) years of age or older who has successfully completed the paramedic course of instruction and been granted a current valid license by the state board of health. Such persons are generally authorized by the state to provide invasive prehospital care such as starting intravenous fluids, monitoring cardiac rhythms, performing defibrillation and intubation, administering pharmacological interventions or other such similar procedures.

(20) Patient. An individual who is wounded, injured, ill or sick, otherwise incapacitated, helpless or unable to transport themselves to receive medical treatment or individuals who call or request the services of an ambulance service.

(21) State board of health. That body created by Section 22-2-1, et seq., Code of Alabama, 1975, as amended, otherwise known as the Alabama State Board of Health or the Alabama Department of Public Health.

Section 2. Chapter 31, Article III, Section 31.45, Subsection (e)(2) of "The Code of the City of Anniston, Alabama, 1981" is hereby amended and restated in its entirety as follows:

Sec. 31.45 – Regulations for EMS ambulance service operators.

* * *

(e) Emergency response.

* * *

(2) Response times.

a. **Advanced Life Support.** Each EMS ambulance service operator must arrive within eight (8) minutes of an emergency call located within the corporate limits and within ten (10) minutes of an emergency call located within the police jurisdiction on at least ninety percent (90%) percent of all Advanced Life Support (ALS) emergency responses.

b. **Basic Life Support.** Each EMS ambulance service operator must arrive within ten (10) minutes of an emergency call located within the corporate limits and within twelve (12) minutes of an emergency call located within the police jurisdiction on at least ninety percent (90%) percent of all Basic Life Support (BLS) emergency responses.

c. **Determination of response times.** The response time measurement shall utilize the "fractile" performance measure in which all applicable response times are "stacked" in ascending length, and the total number of calls generating a response within the city is calculated as a percentage of the total number of calls. Thus, where the ninetieth percentile response time is standard only ten (10) percent of the total calls received may have a longer response time. The response times mandated by this article shall not apply to mutual aid certificate holders; provided however, upon receiving a call for providing service under mutual aid agreement, a mutual aid certificate holder must assess its availability and provide the entity requesting emergency service an anticipated arrival time. The anticipated arrival times provided by mutual aid certificate holders must correspond with actual arrival times in ninety (90) percent of all emergency responses it provides under a mutual aid agreement.

Section 3. Chapter 31, Article III, Section 31.47, Subsections (b) and (d) of "The Code of the City of Anniston, Alabama, 1981" are hereby amended and restated in their entirety as follows:

Sec. 31.47 – Nonemergency ambulance services.

*** * ***

(b) **Licensed required.** Unless otherwise provided in this article, all ambulance service operators providing nonemergency transports shall be assessed a license fee as set forth in the license schedules authorized by city's business licenses and privilege taxes ordinance and is subject to adjustment as allowed by said ordinance or other law. Ambulance service operators licensed by the city to provide nonemergency transports shall maintain a log of all transports within the city and make all transport records available to the CQI and/or the city upon request. Ambulance service operators licensed by the city to provide nonemergency transports, only, shall not provide emergency transports, except pursuant to a mutual aid agreement authorized by Section 31.45(a)(6) or the emergency exception permitted by Section 31.41(f).

*** * ***

(d) **Violations; penalties for noncompliance.** Any complaint that an ambulance service operator is operating on the streets of the city in violation of any provision of this article shall be made in writing to the city manager, who shall refer the matter to the city prosecutor for investigation and prosecution where warranted. Any ambulance service operator found guilty of violating any provision of this article shall be subject to a five hundred-dollar (\$500.00) fine per violation. Additionally, any ambulance service operator that commits three violations of the prohibition against providing emergency transports within

any six-month period shall be subject to up a one year suspension of the ambulance service operator's license to provide nonemergency transports. The city manager may also direct the city attorney to pursue equitable remedies to enforce compliance with the provisions of this article.

Section 4. This Ordinance shall become effective immediately upon its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama, and the City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

PASSED and ADOPTED this 6th day of August, 2019.

CITY COUNCIL OF THE CITY OF ANNISTON, ALABAMA

By:/s/ Jack Draper, Mayor
By:/s/ Jay W. Jenkins, Council Member
By:/s/ David E. Reddick, Council Member
By:/s/ Ben Little, Council Member
By:/s/ Millie Harris, Council Member

ATTEST:
Skyler Bass, City Clerk

