

ORDINANCE NO. _____

1 AN ORDINANCE amending Chapter 8.08 of the Lincoln Municipal Code
2 relating to the Ambulance Transportation Code by amending Section 8.08.020 to provide an
3 exception to the requirement of a certificate of public convenience and necessity for
4 government providers of service; amending Section 8.08.090 to provide enforceable response
5 time verification; and repealing Sections 8.08.020 and 8.08.090 of the Lincoln Municipal
6 Code as hitherto existing.

7 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8 Section 1. That Section 8.08.020 of the Lincoln Municipal Code be amended
9 to read as follows:

10 **8.08.020 Certificate of Public Convenience and Necessity.**

11 No person shall operate or cause to be operated an ambulance within the City of
12 Lincoln without first having applied for and obtained a certificate of public convenience and
13 necessity from the City Council authorizing such operation; provided, however, that no such
14 certificate shall be required for ambulance service provided by the City of Lincoln or for any
15 person operating an ambulance or other vehicle who:

16 (a) Is rendering assistance during any catastrophe or major emergency when the
17 ambulances authorized to operate in the City of Lincoln by certificate are insufficient in
18 number or for any other reason inadequate; or

1 (b) Is operated from a location or headquarters outside of the City of Lincoln in
2 order to transport patients who are picked up beyond the limits of the City of Lincoln to
3 locations within Lincoln, but no such outside ambulance shall be used to pick up patients
4 within the City of Lincoln for transportation to locations within Lincoln unless the operator,
5 driver, attendant, and driver-attendant hold currently valid certificates, permits, and licenses
6 issued pursuant to this ordinance; or

7 (c) Is operated from a location outside the City of Lincoln and transports any
8 patients from a point of origin within the City to a destination outside the City.

9 Any person having been issued a certificate of public convenience and necessity shall
10 comply with all provisions of this ordinance, as well as all other applicable local, state, and
11 federal laws, and adopted protocols.

12 Section 2. That Section 8.08.090 of the Lincoln Municipal Code be amended
13 to read as follows:

14 **8.08.090 Standards of Operation.**

15 Every operator, as a condition of the issuance and continued retention of its certificate,
16 must comply with the following standards of operation:

17 (a) The Operator will maintain, within the corporate limits of the City, the full
18 complement of primary ambulances that will be on call twenty-four hours a day, seven days
19 a week, together with any auxiliary ambulances, all as may be designated in the certificate.
20 All primary ambulances shall be fully staffed, fully equipped with all equipment in proper
21 working order. All ambulances shall at all times be maintained in good mechanical and
22 physical condition with maintenance done in accordance with manufacturer's specifications.

1 All ambulances shall be kept clean, and any damage to the vehicle shall be repaired in a
2 timely manner.

3 (b) Within its designated area of operation, each operator shall, at least ninety
4 percent of the time on life threatening calls in each calendar month, arrive at the location of
5 ~~the any~~ emergency to which it is dispatched ~~not later than eight minutes and no seconds from~~
6 ~~the time that a call is dispatched by the City's 911 Center~~ within the required response time.
7 Each operator must respond to all emergency ~~calls~~ dispatches forwarded to it by the 911
8 Center or directly received by the operator with a ~~properly staffed and equipped~~ vehicle
9 staffed and equipped to provide advanced life support.

10 For purposes of this section, the required response time shall be eight minutes and no
11 seconds and shall be calculated by counting the number of seconds elapsed from the time that
12 the call has been entered into the computer-aided dispatch system in accordance with
13 protocol until the time that the first ALS ambulance is on location and the ambulance has
14 come to a complete stop at the dispatched address. Verification of response time performance
15 by the operator will be performed on a monthly basis by the EMS Board through an analysis
16 of computer-aided dispatch reports to be provided by the 911 Center no more than ten days
17 after the end of each calendar month.

18 (c) Each operator, in the provision of emergency medical services, shall comply
19 with all written dispatch protocols and medical care protocols.

20 (d) Each operator must fully comply with all applicable state laws and regulations
21 relating to the licensing of its vehicles, and with all state laws and regulations relating to the
22 issuance and maintenance of certifications as may be required for its personnel which are
23 engaged in the activities for which a certificate has been issued.

1 (e) Any emergency dispatch which originates within the City of Lincoln shall be
2 responded to by at least two certified personnel of the operator, at least one of which must be
3 certified as an ~~EMT-P~~ EMT-B, and one of which must at least be certified as an EMT#. It shall
4 be the duty of the operator to further assure that any of its personnel designated to drive any
5 emergency vehicle shall have a knowledge and ability to operate an ambulance, to follow
6 assigned routes, to maintain vehicles, and to utilize assigned communications equipment.

7 (f) The operator will cooperate with the City in the development of disaster relief
8 plans and will participate in disaster exercises conducted by the City.

9 Section 2. That Sections 8.08.020 and 8.08.090 of the Lincoln Municipal Code
10 as hitherto existing be and the same are hereby repealed.

11 Section 3. That this ordinance shall take effect and be in force from and after
12 its passage and publication according to law.

Introduced by:

Reviewed by:

City Attorney

Staff Review Completed:

Administrative Assistant