



Taney County Ambulance District Ordinance 12-01 (version 2)	
Date Approved: 04/17/2012	Date Effective: 04/17/2012
Document Owner: Chief	Next Review Date: 02/08/2017
CAAS Standard: 101.01.01 Ownership – Legal Organization	

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(Replacing and Superseding Ordinance 99-01)

AN ORDINANCE OF THE TANEY COUNTY AMBULANCE DISTRICT OF TANEY COUNTY, MISSOURI, TO ENSURE THE PUBLIC HEALTH AND WELFARE OF THE RESIDENTS OF TANEY COUNTY BY ESTABLISHING THE REQUIREMENTS AND STANDARDS FOR AMBULANCE SERVICE WITHIN THE AREA SERVED BY TANEY COUNTY AMBULANCE DISTRICT.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF TANEY COUNTY AMBULANCE DISTRICT, TANEY COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Definitions

Advanced Life Support (ALS) - an advanced level of care as provided to the adult and pediatric patient as specified in rules adopted by the Missouri Department of Health pursuant to Chapter 190, RSMo and the Medical Director;

Ambulance - any vehicle or craft that is specially designed, constructed or modified, staffed or equipped for, and is intended or actually used, maintained or operated for the transportation of persons who are sick, injured, wounded or otherwise incapacitated or helpless, or who require the presence of medical personnel to monitor the individual's condition or medical equipment being used on such individuals, but the term does not include any motor vehicle specially designed, constructed or converted for the regular transportation of persons who are disabled, handicapped, normally using a wheelchair, or otherwise not acutely ill, or emergency vehicles used within airports;

Ambulance service - any person or entity that provides emergency or non-emergency medical transportation and services pursuant to Chapter 190, RSMo, and the rules promulgated by the Missouri Department of Health pursuant to Chapter 190, RSMo;

Board - The Board of Directors of the Taney County Ambulance District, Taney County, Missouri;

Chief - The Chief of the Taney County Ambulance District, Taney County, Missouri;

County - Taney County, Missouri;

Department - the Department of Health, State of Missouri;

District - Taney County Ambulance District;

Emergency – a condition of recent onset and severity that would lead a prudent layperson, possessing the average knowledge of medicine and health, the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:

- Placing the person’s health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;
- Serious impairment to a bodily function;
- Serious dysfunction of any bodily organ or part;
- Inadequately controlled pain

Emergency Medical Technician-Paramedic (EMT-P) - a person who has successfully completed a course of instruction in advanced life support care and is licensed by the Department in accordance with standards prescribed by Chapter 190, RSMo and rules adopted by the Department pursuant to Chapter 190, RSMo;

Emergency Medical Technician (EMT) - a person who has successfully completed a course of instruction in Basic Emergency Care and is licensed by the Department in accordance with standards prescribed by Chapter 190, RSMo and rules adopted by the Department pursuant to Chapter 190, RSMo;

First Responder (FR) - a person who has successfully completed a course of instruction in Basic First Aid in accordance with standards prescribed by the Department of Transportation (DOT) and rules adopted by the Taney County Ambulance District;

Emergency medical services - any First Responder or first aid type service provided to evaluate and treat medical conditions of recent onset or severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that urgent and unscheduled medical care is required;



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Health care facility - a hospital, nursing home, physician's office or other fixed location at which medical and health care services are performed;

Hospital - a medical facility which is subject to the provisions of Chapter 197, RSMo, or a hospital operated by the state;

Medical control - supervision provided by or under the direction of a physician, licensed pursuant to Chapter 334, RSMo, to a provider by written or verbal communications;

Patient - an individual who is sick, injured, wounded, diseased, or otherwise incapacitated or helpless, or dead, excluding deceased individuals being transported from or between private or public institutions, homes or cemeteries, and individuals declared dead prior to the time an ambulance is called for assistance;

Person - as used in these definitions and elsewhere in this Ordinance, any individual, firm, partnership, copartnership, joint venture, association, cooperative organization, corporation, municipal or private, and whether organized for profit or not, state, county, political subdivision, state department, commission, board, bureau or fraternal organization, estate, trust, business or common law trust, receiver, assignee for the benefit of creditors, trustee or trustee in bankruptcy, or any other service user or provider;

Medical Director – the physician licensed pursuant to Chapter 334, R.S.Mo., appointed by the District and serving with or without compensation, and who meets criteria established by the Department. The Medical Director shall have the responsibility to monitor medical care and ensure standards of care and protocols are met within the County;

Protocol - a predetermined, written medical care guideline, which may include standing orders, approved by the Medical Director as the normal standard of prehospital care for a given clinical condition.

Section 2. Jurisdiction

No person, directly or indirectly, shall furnish, operate, conduct, maintain, advertise, or otherwise be engaged in or profess to be engaged in the business of providing ambulance services upon the streets, alleys, or any public way or place of Taney County, Missouri unless such person holds a currently valid license for an ambulance from the Missouri Department of Health and a license issued pursuant to the provisions of this Ordinance.

No ground ambulance shall be operated for ambulance purposes and no individual shall drive, attend or permit it to be operated for such purposes on the streets, alleys or any public way or place of Taney County, Missouri unless the ground ambulance is under the immediate supervision and direction of a person who is holding a currently valid license as an EMT-P from the Missouri Department of Health and a license issued pursuant to the provisions of this Ordinance. All calls for ambulance services shall be dispatched through a central dispatching agency.

Exceptions - District licensure provisions and dispatching procedures contained herein shall not apply to air ambulance services, nor shall they apply to:

- ground ambulance services operated by an agency of the United States government, or their personnel;
- ground ambulance services or their personnel which are rendering assistance at the request of the District in the case of an emergency or major catastrophe, or in response to the provisions of a written mutual aid agreement;
- ground ambulance services or their personnel which are engaged in the process of transporting a patient from outside Taney County to a location within the County; for this exception to be applicable to the patient's return trip, if at all, the ambulance that transports the patient to the destination with Taney County must wait for the patient at the destination;
- ground ambulance services or their personnel which are operating subject to the provisions of a contract for services between the ambulance service and the District, which has been signed by both parties and ratified by the Board; or



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- personnel associated as a member in good standing with the District's sanctioned First Response agencies.

Section 3. License Requirements

Ambulance Service:

- No ambulance service shall be authorized to operate within the County without a District issued license, except as outlined in Section 2(C) of this Ordinance.
- Application for License:
 - Submission: Application for an ambulance service license shall be made upon such forms as may be prepared or prescribed by the District and shall contain:
 - the name and address of the applicant and of the owner of the ambulance service; in the event the owner is a corporation, the names, titles and addresses of the corporate officers must be provided;
 - the trade or other fictitious name, if any, under which the applicant does business and proposes to do business;
 - the ambulance service's agency number issued by the Department;
 - the training and experience of the applicant in the transportation and care of patients;
 - a description of each ambulance, including the make, model, year of manufacture, vehicle identification number, the length of time the ambulance has been in use, and the license plate number, color scheme, insignia, name monogram or other distinguishing characteristics to be used to

designate and identify the applicant's ambulance(s);

- a photograph of each ambulance;
- a copy of the current ambulance service license issued by the Department;
- proof of general liability, automotive and malpractice insurance as outlined in Section 6 of this Ordinance;
- the location and description of the place or places from which each ambulance is intended to be operated;
- such other information as the Board shall deem reasonably necessary to make a fair determination of compliance with this Ordinance.

➢ Any such application for ambulance service licensure shall be presented at any regular meeting of the District Board of Directors.

➢ A non-refundable license application fee established by the Board shall accompany each ambulance service application.

• Issuance:

➢ The Chief shall, within a reasonable time after receipt of an application as provided for herein, cause an investigation to be made of the applicant for an ambulance service license, and of the applicant's proposed operations.

➢ Prior to the issuance of any ambulance service license, the Chief shall cause to be inspected the vehicles, equipment and premises designated in the application, to determine compliance with the standards prescribed in this Ordinance, and with the regulations pertaining to each section; provided, however, that under the terms of this Ordinance the Chief shall have no responsibility, and shall exercise no authority, in connection with laws and



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ordinances of general applicability which deal with motor vehicle inspection.

- The Chief shall issue an ambulance service license, valid for a period not to exceed three (3) years unless earlier suspended, revoked or terminated, when such issuance is certified by the Board after the Board finds:
 - that the proposed ambulance service will benefit the public health and welfare;
 - that each ambulance, its required equipment and the premises designated in the application conform to regulations promulgated by the Board as provided in this Ordinance;
 - that the applicant is a responsible person who bears a good reputation for honesty, integrity, fair dealing, and is competent to operate an ambulance service;
 - that the applicant's ambulances will be operated only by duly licensed EMT-P's and EMT's; and
 - that all the requirements of this Ordinance and all other applicable laws and ordinances have been met.

- Vehicle Permits:
 - No ambulance shall be authorized to operate within the County without a District issued vehicle permit, except as outlined in Section 2(C) of this Ordinance.
 - Only upon the issuance of an ambulance service license may the Chief issue a vehicle permit for each ambulance specified in the application, and then only after the Chief has determined that each vehicle meets all the requirement set forth in this Ordinance and other applicable

regulations promulgated by the Board. Such permit shall be valid for a period of time to coincide with the expiration date of the provider's ambulance service license.

- Only ambulances meeting at least minimum state requirements and capable of rendering full ALS services may receive a vehicle permit.
- The vehicle permit shall be prominently displayed in each vehicle at all times while operating under the provisions of this Ordinance.

Personnel:

- No individual shall provide services as an EMT or EMT-P in the County or attend any ambulance upon the streets, alleys, waterways, or any public way or place of the County unless such individual holds a currently valid personnel license issued by the District, except as outlined on Section 2C of this Ordinance.
- Application for License:
 - Submission: Application for a personnel license shall be made upon such forms as may be prepared or prescribed by the District and shall contain:
 - the applicant's full name, current residence, places of prior residence, and length of time at the current address;
 - the applicant's age, height, weight, color of eyes and hair;
 - the applicant's current driver's license number;
 - whether the applicant's driver's license has ever been suspended or revoked, and if so, when and where and for what cause;
 - whether the applicant has ever been convicted of, plead guilty or nolo contendere to, a felony or misdemeanor, and if so, when and where and for what cause;



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- whether the applicant has ever been convicted of, plead guilty or nolo contendere to, any moving motor vehicle violation, and if so, when and where and for what cause;
 - the applicant's training and experience in the transportation and care of patients and whether the applicant has previously been licensed as an ambulance attendant or attendant/driver, and if so, when and where, and whether the applicant's license has ever been revoked, suspended or reprimanded in any jurisdiction and for what cause;
 - affidavits of good character from two reputable citizens of the United States who have personally known the applicant for two or more years;
 - a copy of the applicant's current Ambulance Personnel License issued by the Department;
 - two recent photographs of the applicant, of a size designated by the Chief, one of which shall be attached to the personnel license; and
 - such other information as the Board shall by regulation adopt, deemed reasonably necessary to make a fair determination of compliance with this Ordinance.
- Any such application for personnel licensure shall be presented at any regular meeting of the District Board of Directors.
- A non-refundable license application fee established by the Board shall accompany each application for a personnel license.
- Issuance:
 - The Chief shall, within a reasonable time after receipt of an application as provided for herein, cause an investigation to be made of the applicant for a personnel license, to determine the accuracy of the statements made in the application.
 - The Chief shall issue a personnel license, valid for a period of time to coincide with the expiration date of the applicant's Ambulance Personnel License issued by the Department, unless earlier suspended, revoked or terminated, when the Chief finds that the applicant:
 - is licensed as an EMT or EMT-P by the Department (First Responders are not licensed and are therefore exempt);
 - has successfully passed an examination testing the applicant's knowledge of local medical protocol, special disaster procedures and the District's system in general;
 - has successfully passed a drug screening examination;
 - is able to speak, read and write the English language;
 - has been found by a duly licensed physician upon examination, attested to on a form provided by the Chief, to be of sound physique, possessing eyesight corrected to at least 20/20 in the worst eye, and free of physical defects or diseases which might impair the applicant's ability to drive or attend an ambulance;
 - is competent to use, apply and direct the use and application of all medical equipment required to be carried upon all ambulances operating pursuant to this Ordinance;
 - has not been convicted of a felony or a misdemeanor involving an act of moral



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turpitude, and applicant has no outstanding wants and/or warrants;

- has successfully completed the District essential functions examination as outlined in regulations enacted by the Board; and
- has an acceptable driving record.

of, any applicable provisions, standards or requirements of this Ordinance, or of regulations promulgated hereunder or of any other applicable laws or ordinances or regulations promulgated hereunder, but only after warning and such reasonable time for compliance as may be set by the Chief.

- Within thirty days after a suspension, revocation or termination, the licensee may request, and shall be afforded, a hearing before the Board, after reasonable notice. The Board shall, within fifteen days after conclusion of such hearing, issue a written decision (which shall include written findings) as to the suspension of the license. The written decision shall be promptly transmitted to the licensee to whom it refers.
- Upon suspension, revocation or termination of an ambulance service license hereunder, the ambulance service shall cease operation within the County and no person shall permit the ambulance service, any of its vehicles or personnel to continue operations within the County.
- Upon suspension, revocation or termination of an ambulance personnel license hereunder, the licensee shall cease to drive or attend an ambulance within the County and no person shall employ or permit such individual to drive or attend an ambulance within the County.
- Upon suspension, revocation or termination of First Responder license hereunder, the licensee shall cease to respond within the County as a First Responder

Term / Transferability:

- Licenses and permits issued pursuant to this Ordinance shall not be assignable or transferable. No official entry made upon any license or permit may be defaced, removed, or obliterated.
- It shall be the responsibility of the license holder to apply for a new license no later than thirty (30) days prior to expiration of the current license.
- Any change of ownership of a licensed ambulance service shall terminate the ambulance service license, each vehicle permit and the personnel license of each of the provider's employees and shall require a new application and a new license and conformance with all the requirements of this Ordinance as upon original licensing.
- Application for transfer of any ambulance vehicle permit to another or substitute vehicle shall require conformance with all the requirements of this Ordinance as upon original licensing. No District issued ambulance vehicle permit may be sold, assigned or otherwise transferred without the approval of the Board and a finding of conformance with all the requirements of this Ordinance as upon original licensing.

Renewal: Renewal of any license hereunder, upon expiration for any reason or after revocation, shall require conformance with all of the requirements of this Ordinance as upon original licensing.

Revocation:

- The Chief may, and is authorized to, suspend, revoke or terminate a license or permit issued hereunder for failure of a licensee to comply and to maintain compliance with, or for licensee's violation

Section 4. Vehicle Requirements

Each ambulance shall, at all times when in use as such:

- conform with the standards, requirements and regulations provided for in this Ordinance and all other applicable laws and local ordinances relating to health, sanitation and safety;
- be equipped with such lights, sirens and special markings to designate it as such as may be prescribed in reasonable regulations promulgated by the Board: and



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- meet the accepted requirements for equipment, medications and supplies, as determined by the Chief and the Medical Director..

Subsequent to the issuance of an ambulance vehicle permit, the Chief shall cause an inspection to be made of each vehicle and its equipment whenever such inspection is deemed necessary, but in any event, no less frequently than once each year. The periodic inspection required hereunder shall be in addition to any other safety or motor vehicle inspection required to be made for ambulances, or other inspections required to be made under general law or ordinances, and shall not excuse compliance with any requirement of law or ordinance to display any official certificate of motor vehicle inspection and approval nor excuse compliance with the requirements of any other applicable general law or ordinance.

Each ambulance, its equipment and the premises designated in the application and all records relating to its maintenance and operation as such, shall be open to inspection by the Chief or designee during usual hours of operation.

The initial, annual or other ambulance, equipment and premises inspection reports of the Chief provided for in this Ordinance shall be prima facie evidence of compliance or noncompliance with, or violation of, the provisions, standards and requirements provided in this Ordinance, and of the regulations promulgated pursuant to this Ordinance.

Section 5. Patient Care Standards

An ambulance service licensed under the provisions of this Ordinance shall operate under the authority of the District Medical Director when providing ambulance services pursuant to this Ordinance.

The Chief, with the assistance of the Medical Director, shall promulgate standards related directly or indirectly to clinical performance and the delivery of ALS by ambulance personnel, which may include, but not be limited to:

- communication protocols;
- communication equipment requirements;
- quality improvement requirements; and
- continuing education and training standards.

For all emergency calls, patients shall be transported to the most appropriate hospital pursuant to District protocol.

The administrator, manager or other authorized representative of each licensed ambulance service shall be required to meet with the District Medical Director, at their request, to review the ambulance service's compliance with the patient care standards and other provisions provided for in this Ordinance.

Section 6. Insurance Requirements

No ambulance service license shall be issued under this Ordinance, nor shall the license be valid after issuance, nor shall any ambulance vehicle be operated in the County unless there is at all times in force and effect insurance coverage, issued by an insurance company licensed to do business in the State of Missouri, for each and every vehicle operated by or for the applicant or licensee, providing for the payment of damages, in such amounts and for such coverage as required by Department rules and regulations and the Missouri Motor Vehicle Safety Responsibility Law, Chapter 303, RSMo 1959, as amended, and as amended hereafter.

The insurance policies, naming the District as an additional insured, shall be submitted to the Chief with the license application for approval prior to the issuance of each ambulance service license. Satisfactory evidence that insurance is at all times in force and effect shall be furnished to the Chief, in such form as the Chief may specify, by all licensees required to provide such insurance under the provisions of this Ordinance.

Every insurance policy required hereunder shall contain a provision for a continuing liability thereunder to the full amount thereof, notwithstanding any recovery thereon, that the liability of the insurer shall not be affected by the insolvency or the bankruptcy of the assured, and that until the policy is revoked the insurance company will not be relieved from liability on account of nonpayment of premium, failure to renew license at the end of the year, or any act or omission of the named assured.

Every insurance policy required hereunder shall extend for the period to be covered by the license applied for and the insurer shall be obliged to give written notice to the District and to the assured before any cancellation or termination thereof earlier than its expiration date and the cancellation or other termination of any policy shall automatically revoke and terminate the licenses issued for the ambulance service, its vehicles and personnel covered by the policy, unless another



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insurance policy complying with the provisions of this section shall be provided and be in effect at the time of the cancellation or termination.

Section 7. Records and Reporting Requirements

Each licensee of an ambulance service shall maintain accurate records upon forms as prescribed by, and containing information as may be required by, the Chief concerning the transportation of each patient within Taney County or from one place within Taney County to another place beyond its limits. The records shall be available for inspection by the Chief or designee at any reasonable time, and copies thereof shall be filed by the licensee within twenty-four hours on request by the Chief.

A copy of each initial, annual or other ambulance, equipment and premises inspection report by the Chief under the provisions of this section shall be promptly transmitted to the applicant or licensee to whom it refers.

Each licensed ambulance service that provides ambulance services within Taney County shall provide 100% access to patient care data so the District can monitor the quality of care and compliance with medical treatment protocols, triage/transport protocols and all other provisions provided for in this Ordinance.

Section 8. Violations and Penalties

It shall be unlawful, within the jurisdiction of the District:

- for any individual to perform duties as an EMT or EMT-P except as noted in Section 3(B);
- for any ambulance service to permit a person to work as an EMT or EMT-P, except as noted in Section 3(B);
- for any ambulance service to use or cause to be used any ambulance without a current vehicle permit issued by the District, unless exempted by the provisions of Section 2(C);
- for any ambulance service to provide ambulance services, either emergency or non-emergency, unless authorized by this Ordinance or exempted by the provisions of Section 2(C);

- for any individual or ambulance service to knowingly give false information to induce or prevent the dispatch of an ambulance.

Penalties:

- Any person convicted of violating the provisions of this Ordinance shall be fined an amount not exceeding one thousand dollars (\$1,000.00) or imprisonment for a period not exceeding thirty (30) days, or by both such fine and imprisonment, for each offense.
- Pursuant to Chapter 190, Section 190.180, RSMo, the attorney general of Missouri shall have concurrent jurisdiction with the prosecuting attorney of Taney County to prosecute persons in violation of Chapter 190, RSMo or this Ordinance, and the attorney general or prosecuting attorney may institute injunctive proceedings against any person operating an ambulance service in violation of Chapter 190, RSMo or this Ordinance.
- This does not serve to limit any other remedies available to the District in law or equity.

Section 9. Effective Date

This Ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the Board of Directors.