

TOWN OF ADDISON, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING CHAPTER 38 (FIRE PREVENTION AND PROTECTION), SECTION 38-54 (EMERGENCY AMBULATORY SERVICE) OF THE CODE OF ORDINANCES OF THE TOWN OF ADDISON, TEXAS BY AMENDING FEES RELATED TO THE PROVISION OF AMBULATORY SERVICE; PROVIDING A PENALTY CLAUSE, SAVINGS/REPEALING CLAUSE, SEVERABILITY CLAUSE AND AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

Section 1. Amendment to Chapter 38 (Fire Prevention and Protection), Section 38-54 (Emergency Ambulatory Service) of the Code of Ordinances. That Chapter 38 (Fire Prevention and Protection), Section 38-54 (Emergency Ambulatory Service) of the Code of Ordinances, Addison, Texas is hereby amended to read in its entirety as follows:

Sec. 38-54 - Emergency ambulance service.

(a) *Scope:* Emergency ambulance service within the corporate limits of the Town of Addison shall be provided by, supervised by and under the control and authority of the fire department.

(b) *False statements of emergency:* It shall be unlawful for any person to willfully request emergency ambulance service when such person knows that the need for emergency ambulance service does not exist at the reported place and time.

(c) *Fees for service:* For non-residents, the following fees shall be charged per trip, per person for transportation by ambulance to a hospital, doctor's office or other location for the provision of emergency medical aid; \$700.00 for basic life support service; \$800.00 for advanced life support service, level 1; \$900.00 for advanced life support service, level 2. For residents, the following fees shall be charged per trip, per person for transportation by ambulance to a hospital, doctor's office or other location for the provision of emergency medical aid: \$600.00 for basic life support service; \$700.00 for advanced life support service, level 1; \$800.00 for advanced life support service, level 2. A fee of \$15.00 per loaded transport mile will be assessed for transportation by ambulance to a hospital, doctor's office or other location for the provision of emergency medical aid. In addition, a fee of \$125.00 will be assessed for the use of oxygen, a fee of \$175.00 for basic life support supplies, and \$175.00 fee for advanced life support supplies used during patient care. Such fees shall be paid by the person(s) receiving or

contracting for the emergency ambulance service. In the case of service received by a minor, the parent or guardian shall be responsible for payment of the fee(s).

(d) *Right to refuse service:* The fire chief or his designated representative retains the right to refuse emergency ambulance transportation to non-emergency medical facilities.

Section 2. Penalty. Any person, firm, or corporation violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense and each and every such day such offense shall continue shall be deemed to constitute a separate offense.

Section 3. Savings; Repealing. This Ordinance shall be cumulative of all other ordinances of the Town and shall not repeal any of the provisions of those ordinances except in those instances where the provisions of those ordinances are in direct conflict with the provisions of this Ordinance. Provided, however, that the repeal of such ordinances or parts of such ordinances, and the amendments and changes made by this Ordinance, shall not affect any right, property or claim which was or is vested in the Town, or any act done, or right accruing or accrued, or established, or any suit, action or proceeding had or commenced before the time when this Ordinance shall take effect; nor shall said repeals, amendments or changes affect any offense committed, or any penalty or forfeiture incurred, or any suit or prosecution pending at the time when this Ordinance shall take effect under any of the ordinances or sections thereof so repealed, amended or changed; and to that extent and for that purpose the provisions of such ordinances or parts of such ordinances shall be deemed to remain and continue in full force and effect.

Section 4. Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 5. Effective Date. This Ordinance shall become effective from and after its adoption and publication as required by law and the City Charter.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this the 8th day of September, 2015.

Todd Meier, Mayor

ATTEST:

By: _____

Laura Bell, City Secretary

APPROVED AS TO FORM:

By: _____

Brenda N. McDonald, City Attorney