

## CHAPTER 28

### AMBULANCE SERVICE

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#### SEC. 28-1. SCOPE AND PURPOSE

A chapter governing and providing standards for the licensing, inspection and operation of ambulance services, and providing for renewal and revocation of licenses and requiring written reports, and providing for traffic regulation of ambulances, and establishing penalties for violation of its provisions.

#### SEC. 28-2. DEFINITIONS

Unless otherwise specified, the following terms shall mean:

- A. "Ambulance Service": Any business or service which transports patients in Scott County.
- B. "Ambulance": Any privately or publicly-owned motor vehicle or aircraft that is specially designed or constructed, and equipped, and is intended to be used for and is maintained or operated for the transportation of patients.
- C. "EMT-A": An Emergency Medical Technician-Ambulance, currently certified by the Iowa State Department of Health.
- D. "Driver": An individual qualified under the laws of the State of Iowa to operate a motor vehicle, who is not expressly trained as an EMT-A.
- E. "Owner-Operator": The Scott County Health Department

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Administrator or his/her designated representative.

- F. "Owner-Operator": The person responsible for the management and operation of an ambulance service, whether or not such person is the owner of record.
- G. "Patient": An individual who is sick, injured, wounded, or otherwise incapacitated or helpless and who requires or requests ambulance service.
- H. "Person": Any individual, firm, partnership, association, corporation, company, group of individuals acting together for a common purpose or organization of any kind, including any governmental entity other than the United States.

### SEC. 28-3. LICENSES REQUIRED AND EXCEPTIONS

- A. Ambulance Service: No person either as owner, agent or otherwise shall furnish, operate, conduct, maintain, advertise or otherwise be engaged in or profess to be engaged in the business or service of the transportation of patients upon the highways, streets, alleys, public ways or places within Scott County, unless such person holds a currently valid license for an ambulance service issued pursuant to this Regulation.
- B. Expiration: Licenses shall be valid for a period of one year from date of issue, unless earlier suspended, revoked or terminated.
- C. Exceptions: No licenses shall be required by this Regulation when ambulances are:
  - 1. Owned and operated by an agency of the United States Government; or an agency of a state; or
  - 2. Rendering requested assistance to licensed ambulances in the case of a major catastrophe or emergency with which the licensed ambulances of the county are insufficient or unable to cope; or
  - 3. Licensed by another county or another city or ambulance district lying outside of Scott County and are operated in accordance with the provisions of a Community Mutual Aid Agreement as authorized under Section 12 of this chapter.
  - 4. Operated from a location or headquarters outside the county and are transporting patients who are picked up outside the limits of the county to locations within the county, or through the county to other locations. Ambulances picking up patients within the limits of the county are not exempt from this Regulation, regardless of the destination of the patient, or the location of the headquarters of the ambulance service unless qualified for exemption under this subsection.

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5. Operated by a person for the purpose of transporting employees of that person or contracted personnel on the employer's premises, who are injured or become ill while performing the duties incident to their employment, to a hospital or other appropriate place where treatment is available.

SEC. 28-4. AMBULANCE SERVICE: APPLICATION, LICENSING, INSURANCE AND CONFORMANCE REQUIREMENTS

- A. Application: Application for an ambulance service license, authorizing the licensee to provide ambulance service within Scott County, shall be made on such forms as may be described prepared, or prescribed by the Health Officer, and shall comply with the following requirements:

Exhibit A - Application form for an Ambulance Service License.

1. Applicants shall complete the required forms, and submit same to the Health Officer not less than sixty (60) days prior to the requested effective date of the license.
2. Each and every ambulance, with its equipment as required under this Regulation, and its garaged area, shall be made available for inspection by the Health Officer or his/her duly authorized representative.
3. A complete listing of personnel to be employed as EMT-A's or drivers, shall be submitted to the Health Officer.
  - a. The Health Officer shall be notified in writing within seven (7) days of any change of personnel.
4. Proof of Insurance coverage as specified under Section III D of this Regulation, shall be submitted with the application forms.
5. Evidence of financial responsibility as required by Section III D below shall be submitted with the application forms.
6. Licenses are not transferable.
7. Such other relevant information as the Health Officer shall deem necessary to determine compliance with this Regulation.
8. Each prospective licensee and each present licensee wishing to provide a new type of ambulance service, to establish a new base of operation or to expand a designated service area, shall make a written application for a license to the Health Officer.

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Contained within the application shall be information directly related to the following subjects:

- a. Response Time.
  - b. Vehicle Design.
  - c. Equipment Provided on Vehicles.
  - d. Duplication of Service, if any.
  - e. Estimated increased benefit to the Public Health.
  - f. Communications capability.
  - g. Capability to provide rescue service.
- B. License Renewal: The procedure and criteria for the renewal application for a license shall be the same as the initial application for a license as stated in Section III A.
- C. Licensing: Each ambulance service shall at all times, when providing ambulance service within the county:
1. Be staffed by a minimum of two certified EMT-A's. Additional personnel serving as drivers or EMT-A's in training, are permissible.
  2. Maintain accurate records concerning the transportation of each patient within the county as follows:
    - a. A trip ticket/medical record for each ambulance run containing the information required in Standard Trip Ticket Form (Exhibit B) and such other entries as the ambulance service may desire or may be required by Regulation. The Health Officer may establish a standard trip ticket/medical record form. Three copies of each trip ticket/medical record shall be made. One copy shall be left with the patient at the accepting institution; the second copy shall be forwarded to the Health Officer once each month; the third copy shall be retained and filed by the ambulance service company. At such time as the Iowa Ambulance Basic Emergency Care Report form is adopted and distributed, this shall be the official form.
    - b. The provisions of subsection Cbl of this section shall apply with equal force in case such patient shall die before being so transported in such ambulance or dies while being transported therein or at any time prior to the acceptance of the patient into the responsibility of the hospital or medical or other authority if the patient is still under the care or responsibility of the ambulance.
  3. Comply with the following standards for ambulance service premises when used for the storage, garaging and/or maintenance of ambulances:

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- a. Maintain such premises in a satisfactory manner as related to cleanliness, neatness, and repair.
- b. Provide lavatory and toilet facilities for ambulance personnel adequate to insure that proper cleansing may be accomplished by personnel between calls.
- c. Provide for the sanitary storage of ambulance equipment and supplies in sufficient quantity to maintain normal business for a minimal period of one week, without replacement of supplies.
- d. Provide adequate heated storage space for any and all ambulance vehicles during the winter months and appropriate storage at other times.
- e. Provide adequate space and facilities for the storage of oxygen and other gases in compliance with the appropriate fire codes.
- f. Provide adequate space and facilities to permit the proper cleansing of ambulances.

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### **D. Insurance and Financial Requirements:**

Each ambulance service shall:

1. Carry adequate comprehensive liability insurance covering Scott County, Iowa as named insured. It shall also carry workman's compensation insurance as required by the laws of the State of Iowa.
2. Certification of Insurance issued by the carrier will be submitted to the Health Officer.
3. Every insurance policy required hereunder shall extend for the period to be covered by the license applied for and the insurer shall be obligated to give not less than thirty (30) days written notice to the Health Officer and to the assured before any cancellation or termination thereof earlier than its expiration date and the cancellation or other termination of any such policy shall automatically revoke and terminate the licenses issued for the ambulances covered by such policy, unless another insurance policy complying with the provisions of this section shall be provided and be in effect at the time of such cancellation or termination.
4. The ambulance service shall furnish to the Health Officer a quarterly financial statement of the previous quarter's operation within sixty (60) days from the end of the previous quarter. An annual financial statement of the previous year's operation certified to by a certified public accountant shall be furnished to the Health Officer within ninety (90) days from the end of the previous year.

### **E. Hold Harmless:**

The ambulance licensee shall hold harmless from and indemnify Scott County, Iowa and/or members of the Board of Health of Scott County, Iowa, and their employees against all claims, suits, actions, costs, defense fees, expenses, damages, judgments or decrees, incurred by reason of any person or persons or property being damaged or injured by the licensee or any agent or employee of a licensee, whether by negligence or otherwise.

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### F. Compliance with Requests for Service:

1. Each ambulance service licensed under this Regulation shall be primarily responsible for the provision of ambulance services in an assigned geographical area as designated in this Regulation and identified on the Application for Licensing of Ambulance Service.
2. Each ambulance service licensed under this Regulation shall provide standby and/or back-up service, upon request, to other ambulance services licensed under this Regulation.
3. Each ambulance service licensed under this Regulation shall notify the Scott County Sheriff's Office when they start on an ambulance emergency run and give the location of the patient or accident site and the ambulance service's capability to respond to an additional request for emergency service.

### G. Conformance to Emergency Medical Service Plan:

(Reserved)

## SEC. 28-5. DESIGNATION OF AMBULANCE SERVICE AREAS

The following described geographical areas within Scott County shall comprise the ambulance service areas assigned to individual ambulance services serving Scott County. Designation of specific service areas to individual ambulance services will be incorporated in the ambulance service licensing procedure.

Ambulance services making an emergency run outside of their geographical area to other service areas in Scott County will be in violation of this Regulation, except when responding to a request from the Scott County Sheriff's Office or when a patient has requested an ambulance service other than the one serving the geographical area in which the patient is then located. The patient request shall be made a part of the information contained in the trip ticket/medical record of the run.

### A. Area A is designated as follows:

Begin at S.W. corner of (incorporated area of City of Buffalo) T-77 N., R-2E,; thence north along the county line to the northwest corner of Section 30, Blue Grass Township; thence east to the junction with the east side of the R.O.W. of Co. Y-40; thence north along the R.O.W. of Y-40 to the junction with the corporate limits of the City of Walcott; thence east and north along the corporate limits to the east-west road along the north border of Section 8, Blue Grass Township; thence east along the southern edge of the R.O.W. of the road lying along the northern border of Section 8 through 12 Blue Grass Township, to the junction

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with the R.O.W. of I-280; thence south along the western edge of the R.O.W. of I-280 to the banks of the Mississippi River; thence westerly along the bank of the Mississippi River to the point of beginning.

B. Area B is designated as follows:

Begin at the southwest corner of Section 31, Cleona Township, Scott County, T-79 N., R. 1E.; thence northward along the county line to the northwest corner, Section 6, Liberty Township; thence east along the northern border to the northeast corner, Section 1, Liberty Township; thence south to the northern corporate limits of the City of Dixon; thence southeasterly along the corporate limits to the junction with the north edge of R.O.W. of County Y42E; thence southeasterly to the junction of Co. Y42E and Co. F31; thence westerly along the south edge of the R.O.W. of Co. F31, to the junction with Co. Y40; thence south along the east edge of the R.O.W. of Co. Y40 to the northern corporate limits of the City of Plainview; thence east along the corporate limits to the junction with the easterly corporate limits of the City of Plainview, to the junction with the southerly corporate limit; thence west along the southerly corporate limit, to the junction with the east edge of the R.O.W. of Co. Y-40; thence south along the east edge of the

R.O.W. of Co. Y-40, to the northern corporate limits of the City of Walcott; thence east along the corporate limits, thence south along the corporate limits to the north R.O.W. of I-80; thence southeasterly to the southeast corner of Section 30, Hickory Grove Township; thence west along the corporate limits of Walcott to the junction with the easterly corporate limits of Walcott in Section 31, Hickory Grove Township; thence south along this line to the north R.O.W. of U.S. 6 to the junction with the corporate limit of Walcott in Section 6, Blue Grass Township; thence east along the north R.O.W. of U.S. 6 to the junction of Co. Y-40; thence south along the east edge of R.O.W. Co. Y-40 to the junction with the corporate limit of Walcott in Section 5, Blue Grass Township; thence east and south along the corporate limit of Walcott, and following the corporate limit west to the point where it intersects the east R.O.W. of Co. Y-40; thence south along east R.O.W. of Co. Y-40 to the S.W. corner of Section 20, Blue Grass Township; thence west along the southern border of Section 17, Blue Grass Township, to the county line; thence north along the county line to the junction with U.S. 6; thence west along the county line (U.S. 6) at the south limit of Cleona Township, back to the point of beginning.

C. Area C is designated as follows:

Beginning at the northwest corner of Section 6, Allens Grove Township, T-80 N., R-2 E.; thence southerly along the

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boundary formed by the eastern edge of area B as defined above, to the junction with the north edge of the R.O.W. of I-80; thence southeast to the eastern border of Section 32, Hickory Grove Township; thence north to the northeastern corner of Section 32, Hickory Grove Township; thence east along the north R.O.W. of the "Metal Surfaced Road" running along the southern edge of Sections 25 through 28, Hickory Grove Township; and Sections 29 and 30, Sheridan Township; and continuing east past the junction with State Highway 130, along the north corporate limits of the City of Davenport, to the junction with Hillandale Road; thence south along the eastern edge of the R.O.W. of Hillandale Road; thence due east at the junction of Hillandale Road with West 83rd Street, along the corporate limit of Davenport; thence north along the east edge of R.O.W. of Division Street, to the junction with Slopertown Road; thence east along the southern edge of the R.O.W. of Slopertown Road; thence east along the line of the north corporate limit of Davenport and the limit of Eldridge; thence east along the southern corporate limit of Eldridge to the junction with the eastern border of Section 25, Sheridan Township; thence south along the border of Section 25 to the junction with the northern border of Section 31, Lincoln Township; thence south and east to the junction with the corporate limit of Davenport; thence east along the corporate limit of Davenport to the junction with Co. Z-16; thence north along the west edge of R.O.W. of Z-16, to the junction with Co. F-45; thence east along the north edge of R.O.W. of F-45; thence north along the east R.O.W. of F-45 where the road turns north, to the junction with Co. Z-30; thence north along the east edge of R.O.W. of Co. Z-30; thence north along the western border of Section 18, Princeton Township, to the junction with the Wapsipinicon River; thence westerly along the south bank of the Wapsipinicon River to the point of beginning.

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D. Area D is designated as follows:

Beginning at the N.W. corner, Princeton Township; T-80 N., R-5 E.; thence south to the junction with the east right of way of Co. F-33; thence south along edge of R.O.W. of F-33 to the junction with Co. Z-30; thence south along the east edge of the R.O.W. of Co. Z-30 to the junction with Co. F-45; thence west along the south edge of the R.O.W. of Co. F-45 to the junction with Z-16; thence southward along the west edge of the R.O.W. of Z-16; thence east along the south R.O.W. of I-80 to the west R.O.W. of Devil's Glen Road; thence south along the west edge of R.O.W. to the junction with State Street, excluding all dwellings having access to western edge of the R.O.W. of Devil's Glen Road; thence east along the southern R.O.W. of State Street to Duck Creek; thence south along the east bank of Duck Creek to its confluence with the Mississippi River; thence east and northeast along the bank of the Mississippi River to the junction with the northeast corner of Princeton Township, at the confluence of the Wapsipinicon River with the Mississippi River; thence westerly along the south bank of the Wapsipinicon River to the point of beginning.

E. Area E is designated as follows:

All territory remaining in Scott County and not described within Areas A through D above.

SEC. 28-6. STANDARDS FOR AMBULANCE (VEHICLE) DESIGN

- A. Each ambulance shall, at all times when in use as such, comply with standards contained in Federal Specification - Ambulance KKK-A-1822 published January 2, 1974, and any subsequent revisions thereto.
- B. Each ambulance, its equipment designated in the application and all records relating to its maintenance and operation as such, shall be open to inspection by the Health Officer or his/her designated representative during usual hours of operation.

SEC. 28-7. STANDARDS FOR PATIENT CARE EQUIPMENT AND SUPPLIES

- A. Each ambulance shall, at all times when in use as such comply with patient care equipment and supplies standards as contained in Essential Equipment For Ambulances by the Committee On Trauma, American College of Surgeons published September, 1977, and any subsequent revisions thereto.

SEC. 28-8. DUTIES OF HEALTH OFFICER

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- A. Under the provisions of this chapter, the Health Officer is hereby empowered and ordered to:
1. Accept application for all types of licenses issued pursuant to this chapter, and to cause such investigation as he deems necessary to be made of the applicant and/or of his proposed operations.
  2. Issue the appropriate license(s) hereunder, each to be valid for a period of one (1) year, unless earlier suspended, revoked or terminated, when he finds:
    - a. That the public convenience and necessity requires the proposed ambulance service.
    - b. That each ambulance service, its vehicles, equipment and premises designated in the application have been certified as provided for herein.
    - c. That the applicant is a responsible and proper person to conduct or work in such a service.
    - d. That only duly certified EMT-A's and licensed drivers are utilized in such capacities.
    - e. That all requirements of this chapter, and all other applicable laws and ordinances, have been met.
  3. Reinspect, re-examine, or cause reinspection or re-examination within thirty (30) days prior to renewal of licenses, for any and all of the requirements relative to the license to be renewed.
  4. Conduct or cause to be conducted, an inspection of ambulances, equipment and premises, at least once each six (6) months. Findings made during such inspections shall be on file at the office of the Health Officer. A copy will be furnished for the owner-operator.
  5. Suspend, revoke, or cause the suspension or revocation of any license issued pursuant to this chapter when there is due cause for such suspension or revocation.

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### SEC. 28-9. SUSPENSION, REVOCATION OF LICENSE

- A. The Health Officer may, and is hereby authorized to, suspend or revoke a license issued hereunder for failure of a licensee to comply, to maintain compliance with, or for his violation of, any applicable provisions, standards or requirements of this chapter or of any other applicable laws, rules, ordinances or regulations promulgated thereunder, but only after written notice of alleged non-compliance or violation, and such reasonable time for compliance as may be set by the Health Officer. Within twenty (20) days after suspension the licensee shall, upon receipt of written request, be afforded a hearing, before the Board of Health, the Health Officer shall, within five (5) days after conclusion of such hearing, issue a written decision (which shall include written findings) as to the suspension of said license. Such written decision shall be promptly transmitted to the licensee to whom it refers. Appeal from any order of the Board of Health may be taken within twenty (20) days to the District Court for Scott County, Iowa.
  
- B. The initial, semi-annual or other ambulance, equipment and premise inspection reports of the Health Officer herein provided for shall be prima facie evidence of compliance or non-compliance with, or violation of, the provisions, standards and requirements provided herein, and of the rules promulgated hereunder, for the licensing of ambulance services.
  
- C. Upon suspension, revocation or termination of an ambulance service license hereunder, such ambulance service shall cease operations as such and no person shall permit such ambulance service to continue operations as such.

### SEC. 28-10. OBEDIENCE TO TRAFFIC LAWS, ORDINANCES AND REGULATIONS

- A. The driver of an ambulance, when responding to an emergency call or while transporting a patient shall comply with all applicable Federal, State, County or City laws, rules, regulations and ordinances governing the operation of emergency vehicles.

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### SEC. 28-11. MUNICIPAL INFRACTION

Any person, persons, firm, partnerships or corporations, whether acting alone or in concert with any other, who violates this ordinance shall be guilty of a municipal infraction and shall be penalized as set forth in Chapter 29 of the County Code of Scott County, Iowa.

### SEC. 28-12. COMMUNITY MUTUAL AID AGREEMENT

The Scott County Board of Health is hereby empowered to execute and enter into a Community Mutual Aid Agreement with another county or another city or ambulance district lying outside of Scott County and are operated in accordance with the provisions of a Community Mutual Aid Agreement, as authorized under Section 12 of this chapter.

A. Such Agreement shall be as follows:

1. Ambulance Service: Pursuant to the provisions of this Agreement, any ambulance service may pick up, transport, and/or deliver patients, from or to any point within any county, municipality, or ambulance district which is party to this Agreement.
  - a. All such ambulance services, shall meet or exceed the operation, equipment and training requirements as set forth in this chapter.
  - b. The Health Officer shall have the right, at any time during regular business hours, to inspect ambulances, ambulance service premises, personnel records and other records required by the licensing jurisdiction of ambulance services licensed by any other party of this Agreement.
    - 1) Findings of such inspection shall specifically identify any and all violations of the Ambulance Service Regulation and shall be transmitted, within a reasonable time to the owner-operator and his licensing authority.
    - 2) Upon finding that any ambulance service is operating in violation of Subsection (a) of this section, operational privileges granted by this Agreement may be revoked.
    - 3) Costs of any inspection under Subsection 2 of this section shall be borne by the inspecting party.

### SEC. 28-13. SEPARABILITY

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If any section, subsection, sentence, clause, phrase or portion of this chapter, is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

### SEC. 28-14. RULES

- A. A licensing requirement will be that patient identification information will be deleted from the Health Officer's copy of the trip ticket/medical record.
- B. Rescue equipment listed in the Essential Equipment For Ambulances by the Committee on Trauma, American College of Surgeons published September 1977, and subsequent revisions thereto, may be contained on the ambulance or on a separate rescue unit provided notarized certification of an agreement with another person for the provision of rescue service accompanies the application for a license to operate an ambulance service.
- C. Standards are subject to change based upon recommendations of Local, State or Federal Level Agencies.