

ORDINANCE NO. 19-AA

AN ORDINANCE AMENDING CHAPTER 8½, EMERGENCY MEDICAL SERVICES OF THE CODE OF ORDINANCES, CITY OF ALVIN, TEXAS, FOR THE PURPOSE OF REVISING CERTAIN EMERGENCY MEDICAL SERVICE FEES; PROVIDING FOR CERTAIN EXEMPTIONS TO FEES FOR EMERGENCY MEDICAL SERVICES TO BE EFFECTIVE NOVEMBER 2019; AND SETTING FORTH OTHER PROVISIONS RELATED THERETO.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

**Section 1.** That the Code of Ordinances, City of Alvin, Texas, Chapter 8½, Emergency Medical Services, is hereby amended to read as follows:

**“Chapter 8 ½**

**Emergency Medical Services**

...

Sec. 8½-18. - Fees for service; refunds; billing and collection.

- (a) In order to partially defray the costs incurred by the city in providing ambulance service, the following fees are hereby established to be collected for the provision of emergency ambulance service by the city:
- (1) A user fee in the amount set forth in chapter 28 of this Code, payable by or on behalf of the person served upon billing by the city, for any transport of a resident citizen of the city via the emergency medical service department ambulance system. Every resident citizen transported by the emergency medical service department shall owe this fee; provided, however, that the city shall forgive that portion of the fee not covered by a third-party insurance carrier if the resident citizen has paid the EMS Utility Fee set forth in chapter 28 of this Code to the emergency medical service department contained on the resident's utility bill for the billing period immediately preceding the use of the emergency ambulance service.
  - (2) The user fee set forth in chapter 28 of this Code payable by or on behalf of the person served upon billing by the city, for any transport of nonresident citizen via the emergency medical service department ambulance system. Every nonresident citizen transported by the emergency medical service department shall owe this fee; provided, however, that the city shall forgive that portion of the fee not covered by a third-party insurance carrier if the nonresident citizen has made the voluntary and elective contribution set forth in chapter 28 of this Code to the emergency medical service department within the twelve (12) months immediately preceding the use of the emergency ambulance service.
  - (3) An apartment complex or mobile home park serviced by a master meter shall pay EMS Utility Fee set forth in chapter 28 of this Code for each occupied unit which shall be determined on a quarterly basis as provided for water utility purposes in section 25-13.1 of this Code. In such event, all the residents of that apartment complex or mobile home

park shall be deemed covered for emergency medical ambulance service and the city shall forgive that portion of the fee not covered by a third-party insurance carrier upon proof of residence within such apartment complex or manufactured home park. This subparagraph applies to apartment complexes and manufactured home parks within the City of Alvin.

- (4) An itemized charge for all disposable supplies used, the rate to be based on reasonable and customary charges.
- (5) For residents within the city limits and nonresident citizens outside the city limits, a one-way mileage fee in an amount set forth in chapter 28 of this Code for each mile of transport. Such fee shall be imposed only when a patient is being transported in the ambulance. Fees shall be prorated for fractions of a mile.
- (6) A non-transport fee in an amount set forth in chapter 28 of this Code, payable by or on behalf of the person for whom ambulance service was sought but who was subsequently not transported, and payable upon billing by the city. Such non-transport fee shall not be charged in the instance where the ambulance call was initiated by or the ambulance dispatched based upon information received from a disassociated third party not involved with the potential patient or the family of same. The non-transport fee shall be payable according to the terms set forth in subsections (1) through (3) above.
- (7) Veterans with a 100% disability and volunteer firefighters of the City of Alvin Volunteer Fire Department shall be exempt from all fee requirements contained in this section.
- (8) The city may contract with recognizable entities outside the city limits to provide emergency medical service under such terms as may be defined by the city council and by the contracting entity.”

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**Section 2. Severability.** If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

**Section 3. Code of Ordinances.** It is the intention of the Council that this Ordinance shall become a part of the Code of Ordinances of the City of Alvin, Texas, and may be renumbered and codified therein accordingly.

**Section 4. Effective Date.** This Ordinance shall take effect immediately after its passage and publication in accordance with the provisions of Chapter 52 of the Texas Local Government Code the City of Alvin Charter.

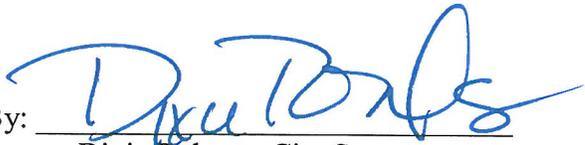
**Section 5. Open Meetings.** It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

**PASSED AND APPROVED** on first and final reading on the 21<sup>st</sup> day of November 2019.

CITY OF ALVIN, TEXAS:

ATTEST:

By:   
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Paul A. Horn, Mayor

By:   
\_\_\_\_\_  
Dixie Roberts, City Secretary