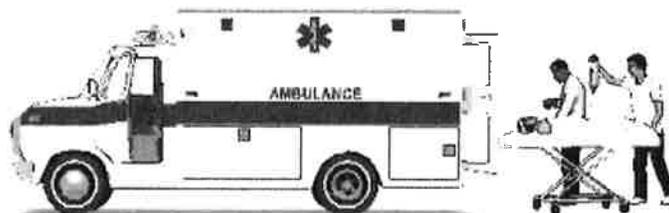


AMBULANCE SERVICE AREA PLAN

FOR



July 1, 2002



This revised plan has been reviewed and approved by the Lincoln County Board of Commissioners and the Oregon Health Division, and was formally adopted by the Lincoln County Board of Commissioners on June 12, 2002, to become effective July 1, 2002. Amended by the Board of Commissioners on February 10, 2016.



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I. CERTIFICATION BY GOVERNING BODY OF COUNTY AMBULANCE SERVICE PLAN

In accordance with OAR 333-260-0020(3) and 333-260-0030(2), the Lincoln County Board of Commissioners hereby certifies that:

(a) Each subject or item contained in this Lincoln County Ambulance Service Plan was addressed and considered in the adoption of this plan;

(b) In our judgment, the ambulance service areas (ASA's) established in this plan provide for the efficient and effective provision of ambulance services; and

(c) To the extent they are applicable, the county has complied with ORS 682.205(2)(3) and 682.335 and existing local ordinances and rules.

DATED this 27th day of March, 2002.

LINCOLN COUNTY BOARD OF COMMISSIONERS

/s/ Don Lindly

Don Lindly, Chair

/s/ Jean Cowan

Jean Cowan, Commissioner

/s/ Karen L. Gerttula

Karen L. Gerttula, Commissioner

2. OVERVIEW OF COUNTY (DEMOGRAPHIC AND GEOGRAPHIC DESCRIPTION)

Lincoln County was created by the Legislative Assembly on February 20, 1893, from the western portion of Benton County and Polk County. There have been boundary adjustments and annexations in 1923, 1925, 1927, 1931, and 1949. The county is bordered by Tillamook County on the north, Polk and Benton Counties on the east, Lane County on the south, and the Pacific Ocean on the west. It covers an area of 992 square miles. The county was named in honor of President Abraham Lincoln.

With miles of beach and coastline, and many beautiful and interesting places to visit, Lincoln County is one of the most popular visitor destinations on the Oregon Coast. Lincoln County has a very temperate climate, and a short but productive growing season.

Lincoln County has seven unique incorporated communities: Depoe Bay, Lincoln City, Newport, Siletz, Toledo, Waldport, and Yachats. Depoe Bay is known as "the whale watching capital of the world;" Lincoln City offers more than 2,000 hotel/motel/bed and breakfast rooms, and resorts as well as the Siletz Tribe's Chinook Winds Casino; Newport, known as Oregon's oceanography research center, features numerous interpretive centers and the Oregon Coast Aquarium, along with a large fishing fleet and working bay front; Siletz is the home of the Administration Center and reservation of the Confederated Tribes of Siletz Indians of Oregon; Toledo is known as Lincoln County's industrial center; Waldport features the Alsea Bay Interpretive Center; and Yachats is known as the "Gem of the Oregon Coast."

The 1900 census measured Lincoln County's population at 3,575. By 1997, it had grown to 42,500 representing an increase of 9.3% over 1990. By April 1, 2001, Lincoln County has a population of 44,479. As of the 2010 Census, its population was 46,034.

The northern part of Lincoln County includes the Siletz Indian Reservation which was created by treaty in 1855. The reservation was opened to white settlement in 1895 and closed to white settlement by the federal government in 1925. The Siletz's tribal status was terminated by the federal government in 1954. In 1977, the Siletz became the first Oregon tribe to have their tribal status reinstated. The current reservation totals 3,666 acres.

The Coast Highway, completed in 1925, and the Salmon River Highway completed in 1930, improved inland transportation within the county. In 1936 as part of federally funded construction projects, bridges were constructed across the bays at Waldport, Newport, and Siletz thus eliminating the ferries that had formerly traversed these bays. A 1910 election created the Ports of Toledo, Newport, and Alsea.

Principal industries of the county are timber, fishing, and tourism. Newport is Oregon's oceanography research center with Oregon State University's Marine Science Center, the Oregon Coast Aquarium, and its fleet of ocean-going vessels.

County Seat: Courthouse, 225 W Olive St., Newport 97365

Web Site: www.co.lincoln.or.us

Established: Feb. 20, 1893

Elev. at Newport: 134'

Area: 992 sq. mi.

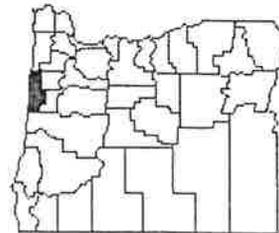
Average Temp.: January 44.4°, July 57.5°

Assessed Value: \$4,346,230,483

Real Market Value: \$5,835,778,953

Annual Precipitation: 71.93"

Economy: Tourism, government, services/retail, forest products and fishing.



People QuickFacts		Lincoln County	Oregon
?	Population, 2000	44,479	3,421,399
?	Population, percent change, 1990 to 2000	14.4%	20.4%
?	Persons under 5 years old, percent, 2000	4.9%	6.5%
?	Persons under 18 years old, percent, 2000	21.4%	24.7%
?	Persons 65 years old and over, percent, 2000	19.5%	12.8%
?	White persons, percent, 2000 (a)	90.6%	86.6%
?	Black or African American persons, percent, 2000 (a)	0.3%	1.6%
?	American Indian and Alaska Native persons, percent, 2000 (a)	3.1%	1.3%
?	Asian persons, percent, 2000 (a)	0.9%	3.0%
?	Native Hawaiian and Other Pacific Islander, percent, 2000 (a)	0.2%	0.2%
?	Persons reporting some other race, percent, 2000 (a)	1.7%	4.2%
?	Persons reporting two or more races, percent, 2000	3.2%	3.1%
?	Female persons, percent, 2000	51.5%	50.4%
?	Persons of Hispanic or Latino origin, percent, 2000 (b)	4.8%	8.0%
?	White persons, not of Hispanic/Latino origin, percent, 2000	88.3%	83.5%
?	High school graduates, persons 25 years and over, 1990	22,129	1,511,760
?	College graduates, persons 25 years and over, 1990	4,583	382,171
?	Housing units, 2000	26,889	1,452,709
?	Homeownership rate, 2000	65.7%	64.3%
?	Households, 2000	19,296	1,333,723
?	Persons per household, 2000	2.27	2.51
?	Households with persons under 18, percent, 2000	27.2%	33.4%
?	Median household money income, 1997 model-based estimate	\$30,294	\$37,284
?	Persons below poverty, percent, 1997 model-based estimate	14.7%	11.6%
?	Children below poverty, percent, 1997 model-based estimate	23.0%	16.3%
Business QuickFacts		Lincoln County	Oregon
?	Private nonfarm establishments, 1999	1,663	99,945
?	Private nonfarm employment, 1999	13,598	1,332,403
?	Private nonfarm employment, percent change 1990-1999	33.7%	31.0%
?	Nonemployer establishments, 1998	3,599	209,844
?	Manufacturers shipments, 1997 (\$1000)	255,211	47,665,990
?	Retail sales, 1997 (\$1000)	415,227	33,396,849
?	Retail sales per capita, 1997	\$9,139	\$10,297
?	Minority-owned firms, percent of total, 1997	4.1%	6.2%
?	Women-owned firms, percent of total, 1997	23.3%	27.6%
?	Housing units authorized by building permits, 2000	314	19,877
?	Federal funds and grants, 2000 (\$1000)	246,364	16,552,889

Local government employment - full-time equivalent, 1997	2,159	117,999
Geography QuickFacts		
	Lincoln County	Oregon
Land area, 2000 (square miles)	992	95,997
Persons per square mile, 2000	45.4	35.6
Metropolitan Area	None	

Source U.S. Census Bureau: State and County QuickFacts. Data derived from Population Estimates, 2000 Census of Population and Housing, 1990 Census of Population and Housing, Small Area Income and Poverty Estimates, County Business Patterns, 1997 Economic Census, Minority- and Women-Owned Business, Building Permits, Consolidated Federal Funds Report, 1997 Census of Governments

Last Revised: Wednesday, 21-Nov-2001 12:50:01 EST

3. DEFINITIONS

In addition to the terms defined in ORS 682.025 and OAR 333-260-0010, as used in this plan:

(a) **“Administrative Rules”** means the rules adopted by the Oregon Health Authority relating to emergency medical services.

(b) **“Advanced Life Support (ALS)”** has the meaning given that term in Authority rules.

(c) **“Advanced Life Support Ambulance”** means staffing an ambulance with not less than a Paramedic and an EMT basic.

(d) **“Advanced Life Support (ALS) Assist”** means the provision of mutual aid Advanced Life Support services to a Basic Life Support Provider.

(e) **“Ambulance”** means any privately or publicly owned motor vehicle, aircraft or marine craft that is regularly provided or offered to be provided for the regular emergency and non-emergency transportation of persons suffering from illness, injury or disability. This plan applies only to ground ambulances.

(f) **“Ambulance Services”** includes the transportation of an ill, injured or disabled individual in an ambulance and, in conjunction therewith, the administration of pre-hospital medical or emergency care, if necessary.

(g) **“Ambulance Service Area” (ASA)** means a geographic area, which is served by one ambulance service provider and may include all or a portion of a county, or all portions of two or more contiguous counties.

(h) **“Ambulance Service Area Plan”** means a written document, which outlines a process for establishing a county emergency medical services system. A plan describes the need for and coordination of ambulance services by establishing ambulance service areas and by meeting the requirements of law and administrative rules.

(i) **“ATAB II”** means Area Trauma Advisory Board region two.

(j) **“Authority”** means the Oregon Health Authority.

(k) **“Basic Life Support”** means minimum staffing of an EMT basic and a CPR certified driver.

(L) **“Board”** means the Board of Commissioners for Lincoln County, Oregon.

(m) **“BME”** means the Oregon State Board of Medical Examiners.

(n) **“Committee” and “ASRC”** means the Ambulance Service Review Committee established by LCC 7.840.

(o) **“Communications System”** means two-way radio communications between EMS agencies, dispatchers, hospitals and other agencies as needed.

(p) **“Dispatch”** means agency who’s responsibility is to alert and dispatch, ASA providers and first responder units to emergency calls.

(q) **“Effective Provision of Ambulance Service”** means ambulance services provided in compliance with the county ASA plan provisions of boundaries, coordination and system elements.

(r) **“Emergency”** means any non-hospital occurrence or situation involving illness, injury or disability requiring immediate medical or psychiatric services, wherein delay in the provision of such services is likely to aggravate the condition or endanger personal health or safety.

(s) **“EMD”** means Emergency Medical Dispatch.

(t) **“Emergency Medical Services” (EMS)** means those prehospital functions and services, which are required to prepare for and respond to medical emergencies, including ambulance services, patient care and treatment, communications and evaluation.

(u) **“Emergency Medical Services Agency”** means an agency that provides prehospital emergency services and/or transport.

(v) **“Emergency Medical Technician (EMT)”** means a person who is licensed by the Authority as an Emergency Medical Technician.

(w) **“EMT-Basic”** means a person who completes an EMT-Basic course as prescribed by these rules and is licensed by the Authority. Has the same meaning as Emergency Medical Technician.

(x) **“EMT-Intermediate”** means a person who completes an EMT-Intermediate course as described by Authority rules and is licensed by the Authority.

(y) **“Paramedic”** Paramedic" means a person who is licensed by the Authority as a Paramedic. Has the same meaning as EMT-Paramedic.

(z) **“Emergency Medical Services Provider” (EMS-Provider)** means a person who has received formal training in prehospital and emergency care and is state-licensed to attend to any ill, injured or disabled person. Police officers, fire fighters, funeral home employees and other personnel serving in a dual capacity, one of which meets the definition of "emergency medical services provider" are "emergency medical services providers" within the meaning of ORS chapter 682.

(aa) **“Frontier”** means that area outside the Rural regions with a population less than 500 per square mile.

(bb) **“Initial Responders”** means any EMS agency that responds to a medical emergency that is not a provider of ambulance service in Lincoln County, such as fire departments and QRT’s.

(cc) **“License”** means the document issued by the Authority to the owner of an ambulance service when the service and its ambulances are found to be in compliance with ORS Chapter 682 and OAR 333-250-0000 thru 333-250-0100 and OAR 333-255-000 thru 333-255-0093.

(dd) **“Lincoln City Police Dispatch/Station 50”** means the 9-1-1 communications center located at the Lincoln City Police Department facility in Lincoln City, Oregon.

(ee) **“Mutual Aid”** means the provision of emergency medical services by one ASA provider to another ASA provider in response to unusual circumstances, which includes either a specific request by a provider, or an automatic dispatch protocol including ALS assist.

(ff) **“Non-emergency”** means those medical or trauma conditions that are not specifically dealt with in the emergency medical dispatch system adopted by the County. The County by rule shall further delineate categories contained in the emergency medical dispatch system that may be handled by a non-emergency ambulance provider. Unless specified by the rule, those conditions that fall within the emergency medical dispatch system shall immediately be transferred to the emergency ambulance providers designated by Lincoln County.

(gg) **“Non-emergency transportation service”** means a person who holds a valid license to provide non-emergency ambulance transportation.

(hh) **“Notification Time”** means the length of time between the initial receipt of the request for emergency medical services by the 9-1-1 centers, and the notification of all responding emergency service personnel.

(ii) **“On Line Medical Control”** means the direction provided by a physician to EMS providers through radio or telephone communications.

(jj) **“PSAP”** means the Public Safety Answering Point. It means a 24-hour communications facility established as an answering location for 911 calls originating within a given service area.

(kk) **“Patient”** means an ill, injured or disabled person who may be transported in an ambulance.

(LL) **“Person”** means any individual, corporation, association, firm, partnership, joint stock company, group or individuals acting together for a common purpose or organization of any kind and includes any receiver, trustee, assignee or other similar representative thereof.

(mm) **“Provider”** means any public, private or volunteer entity providing emergency medical services.

(nn) **“Provider Selection Process”** means the process established by the Board for selecting an ambulance service provider or providers.

(oo) **“Quick Response Team” and “QRT”** mean an emergency medical unit designated by the Board as a QRT, and which meets the standards set forth in sections 5(d)(A)(i), 5(e)(A), 5(f) and 5(g)(A) and (B) of this plan.

(pp) **“RN”** means a licensed registered nurse in good standing with the Board of Nursing of the State of Oregon.

(qq) **“Response Time”** means the length of time between the notification of each provider and the arrival time of each provider's emergency medical service unit(s) at the incident scene.

(rr) **“Rural”** means a population of less than 2,000, which is not urban or suburban, and the area is defined as outside the suburban region.

(ss) **“Scope of Practice”** means the maximum level of emergency care that an EMT may provide as set forth in OAR 847-35-0030 (5) through (9).

(tt) **“Standing Orders”** means the written detailed procedures for medical or trauma emergencies to be performed by an EMT issued by the supervising physician commensurate with the scope of practice and level of certification of the EMT.

(uu) **“Suburban”** means an area or community, which is not urban. It has a population of greater than 2000 but less than 10,000.

(vv) **“Urban”** means an incorporated community of 10,000 or more in population.

(ww) **“Supervising Physician”** means a medical or osteopathic physician licensed under ORS Chapter 677 and OAR 847-035-0001(12) and actively registered and in good standing with the BME, and approved by the Authority, who provides direction of emergency care provided by EMTs.

(xx) **“System Response Time”** means the elapsed time from when the 9-1-1 center received the call until the arrival of the appropriate provider(s) unit(s) on the scene.

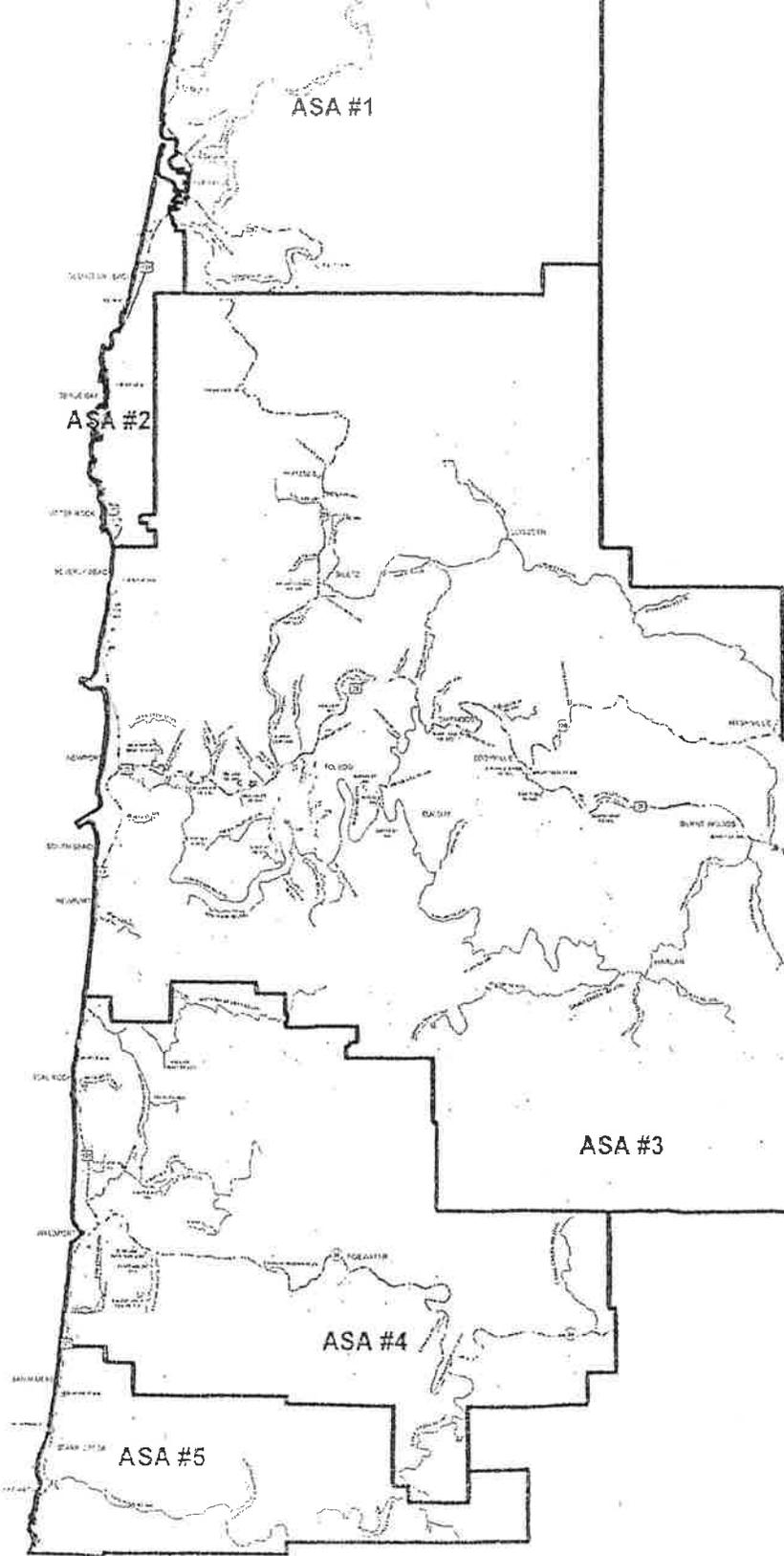
(yy) **“Toledo Police-Fire Dispatch/Station 30”** means the 9-1-1 communications center located at the Toledo Police Department facility in Toledo, Oregon.

(zz) **“Vehicle”** means an ambulance, Quick Response Team (QRT) vehicle or fire department unit, which is used in the provision of emergency medical services.

(aaa) **“Wilderness”** means outside the frontier zones with limited access and unimproved roadways that hinder response times.

(bbb) **“Willamete Valley 9-1-1”** means the 9-1-1 communications center located at the Lincoln County Emergency Communications facility in Newport, Oregon.

4. BOUNDARIES



1	101	201	301	401
2	102	202	302	402
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Lincoln County
ORANGE



Map Scale
Scale: 1 inch = 1 mile
Scale: 1 centimeter = 0.625 miles

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(b) ASA Narrative Description

In accordance with LCC 7.820, the following are the Ambulance Service Areas for Lincoln County:

(A) ASA 1 (North Lincoln County): Beginning at the Northwest corner of Lincoln County as described in ORS 201.210; thence East along the North boundary of Lincoln County to the Northeast corner of Lincoln County; thence South along the boundary line between Lincoln County and Polk County to the Northeast corner of Section 24, Township 8 South, Range 9 West, Willamette Meridian; thence West along section lines to the Northwest corner of Section 23 Township 8 South, Range 9 West, Willamette Meridian; thence South to the Southwest corner of said Section 23; thence West along section lines to the Southwest corner of Section 23, Township 8 South, Range 11 West, Willamette Meridian; thence North to the Northwest corner of Section 14, Township 8 South, Range 11 West, Willamette Meridian; thence West along the section line between Sections 10 and 15, Township 8 South, Range 11 West, Willamette Meridian to the Eastern boundary of the Salishan Hills subdivision; thence Northerly along the boundary of Salishan Hills Subdivision to the Southwest right-of-way line of the Oregon Coast Highway (State Highway 101); thence Northwesterly across said right-of-way to the Siletz Bay; thence Northerly and Westerly along the center of the Siletz Bay to the Pacific Ocean; thence Northerly along the Pacific Ocean to the point of beginning.

(B) ASA 2 (Depoe Bay Area): Beginning at the Southwest corner of Section 22, Township 8 South, Range 11 West, Willamette Meridian; thence Southerly along section lines to the Northeast corner of Section 4, Township 10 South, Range 11 West, Willamette Meridian; thence West along section lines to the Pacific Ocean; thence North along the Pacific Ocean to the boundary of ASA 1 described in paragraph (A) of this subsection; thence Westerly and Southerly along the boundary of said ASA 1 to the Southwest corner of Section 23, Township 8 South, Range 11 West, Willamette Meridian; thence West along section lines to the point of beginning.

(C) ASA 3 (Central Lincoln County): The remainder of Lincoln County that does not lie within any other ASA.

(D) ASA 4 (Waldport Area): Beginning at the intersection of Big Creek and the Oregon Coast Highway (State Highway 101); thence due East to the section line between Section 1, Township 14 South, Range 12 West, Willamette Meridian, and Section 6, Township 14 South, Range 11 West, Willamette Meridian; thence South along said section line to the Northwest corner of Section 7, Township 14 South, Range 11 West, Willamette Meridian; thence East along the North line of said Section 7 to the Northeast corner of said Section 7; thence South along the East line of said Section 7 to the Southeast corner of said Section 7; thence East along section lines to the Northeast corner of Section 13, Township 14 South, Range 11 West, Willamette Meridian; thence South along the East line of said Section 13 to the Northwest corner of Section 19, Township 14 South, Range 10 West, Willamette Meridian; thence East along section lines to the center of the South section line of Section 14, Township 14 South, Range 10 West, Willamette Meridian; thence due South along center section lines to the center of Section 35, Township 14 South, Range 10 West, Willamette Meridian; thence due East along the center section line of Section 35 to the center of the West section line of Section 36, Township 14 South, Range 10 West, Willamette Meridian; thence South along the West section line of Section 36 to the Southwest corner of Section 36; thence East along section lines to the Southeast corner of Section 31; thence North along section lines to the Southeast corner of Section 18, Township 14 South, Range 9 West, Willamette Meridian, which point lies on the boundary between Lincoln County and Benton County; thence Easterly and Northerly along the boundary line of Lincoln County and Benton County to the Northeast corner of Section 24, Township 13 South, Range 9 West, Willamette Meridian; thence West along section lines to the Southwest corner of Section 18, Township 13 South, Range 9 West, Willamette Meridian; thence North along section lines to the Northeast corner of Section 1, Township 13 South, Range 10 West, Willamette Meridian; thence West along the North line of said Section 1 to the Southeast corner of Section 36, Township 12 South, Range 10 West,

Willamette Meridian; thence North along section lines to the Northeast corner of Section 25, Township 12 South, Range 10 West, Willamette Meridian; thence West along section lines to the Southeast corner of the East line of the West ½ of the West ½ of the Southwest ¼ of Section 22 of Township 12 South, Range 10 West, Willamette Meridian; thence northerly along said East line of the West ½ of the West ½ of the Southwest ¼ of said Section 22 to the Southwest corner of the NE ¼ of the NW ¼ of the SW ¼ of said Section 22; thence easterly along the South line of said NE ¼ of the NW ¼ of the SW ¼ to the Southeast corner thereof; thence northerly along the East line of said NE ¼ of the NW ¼ of the SW ¼ to the Northeast corner thereof; thence easterly along the South line of the NW ¼ of said Section 22 to the Southeast corner of the NW ¼ of said Section 22; thence northerly along the East line of said NW ¼ of Section 22 to the Northeast corner thereof being the North ¼ corner of said Section 22; thence West along section lines to the Southwest corner of Section 17, Township 12 South, Range 10 West, Willamette Meridian; thence northerly along the West line of said Section 17 to the South line of Homestead Entry Survey Number 125 in Township 12 South, Range 10 West, Willamette Meridian; thence easterly along the South line of said Homestead Entry Survey to the Southeast corner thereof; thence northerly along the East line of said Homestead Entry Survey to the Northeast corner thereof; thence westerly along the North line of said Homestead Entry Survey to the West line of said Section 17; thence northerly along the West line of said Section 17 to the Northwest corner of said Section 17; thence westerly along the North line of Section 18, Township 12 South, Range 10 West, Willamette Meridian, to the East line of Section 13, Township 12 South, Range 11 West, Willamette Meridian; thence northerly along said East line of Section 13 to the Northeast corner of said Section 13; thence West along section lines to the Northwest corner of Section 15, Township 12 South, Range 11 West, Willamette Meridian; thence South along west line of said Section 15 to the Northeast corner of Section 21, Township 12 South, Range 11 West, Willamette Meridian; thence West along section lines to the Southeast corner of Section 18, Township 12 South, Range 11 West, Willamette Meridian; thence northerly along the East line of said Section 18 to the Northeast corner of the South ½ of the NE ¼ of said Section 18; thence westerly along the North line of said South ½ of the of the NE ¼ to the Northeast corner of the SE ¼ of the NW ¼ of said Section 18, thence westerly along the North line of said SE ¼ of the NW ¼ and the North line of Government Lot 2 of said Section 18 to the Pacific Ocean; thence South along the Pacific Ocean to Big Creek; thence East along Big Creek to the point of beginning.

(E) **ASA 5 (Yachats Area):** All of Lincoln County lying to the South of ASA 4 as described in paragraph (D) of this subsection.

(c) Map(s) Depicting "9-1-1", Fire Districts and Incorporated Cities

These depictions are included in the maps provided in paragraph (a) of this section. Fire districts are also depicted in the map on the next page. On that map:

(A) North Lincoln Fire & Rescue RFPD is depicted in yellow () highlighter, and also includes the City of Lincoln City, which is depicted in black within the district.

(B) Depoe Bay RFPD is depicted in blue (blue) highlighter, and also includes the City of Depoe Bay, which is depicted in black within the district.

(C) Siletz RFPD is depicted in light red (light red) highlighter, and also includes the City of Siletz, which is depicted in black within the district.

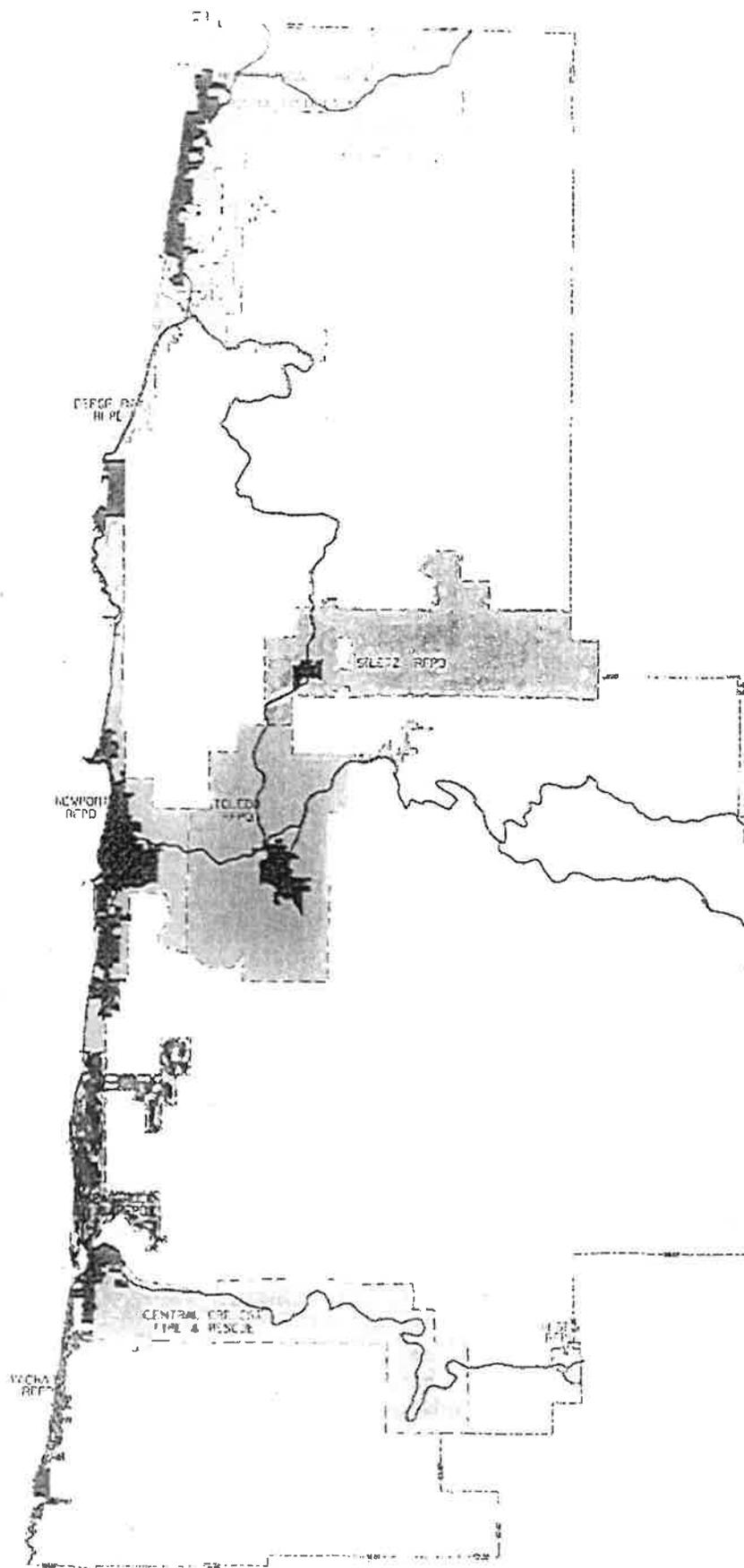
(D) Newport RFPD is depicted in orange () highlighter, and also includes the City of Newport, which is depicted in black within the district.

(E) Toledo RFPD is depicted in dark green (dark green) highlighter, and also includes the City of Toledo, which is depicted in black within the district.

(F) Seal Rock RFPD is depicted in purple (purple) highlighter.

(G) Central Oregon Coast Fire & Rescue RFPD is depicted in light green () highlighter, and also includes the City of Waldport, which is depicted in black within the district.

(H) Yachats RFPD is depicted in dark red (dark red) highlighter, and also includes the City of Yachats, which is depicted in black within the district.



(d) Alternatives Considered to Reduce Response Times

In development of the boundaries of the five ambulance service areas within Lincoln County, factors considered included:

- (A) Current transport system within Lincoln County;
- (B) General geographical barriers;
- (C) Population location;
- (D) Climate and weather, and
- (E) Impact of seasonal and tourist activities.

Based on these considerations, the boundaries were created to establish efficient and effective ambulance service within Lincoln County. The County expects each ASA provider to employ industry best practices, data driven strategies and sound professional judgment in meeting established response time requirements. The goal is to responsibly and safely minimize response times. Reduction of response times is an objective; an objective that once met is continually monitored and accommodated.

5. SYSTEM ELEMENTS

(a) 9-1-1 Dispatched Calls

(A) There are currently three PSAP providers in Lincoln County:

(i) Lincoln City Police Dispatch/Station 50, which provides 9-1-1 dispatched calls in Lincoln City, which is contained within ASA # 1, however by mutual assistance agreement, this PSAP does not dispatch ambulance services;

(ii) Toledo Police-Fire Dispatch/Station 30, which provides 9-1-1 dispatched calls in Toledo, which is contained within ASA # 3, however by mutual assistance agreement, this PSAP does not dispatch ambulance services;

(iii) Willamette Valley 9-1-1, which provides 9-1-1 dispatched calls in the remainder of Lincoln County, and dispatches all ambulance service calls throughout Lincoln County.

(B) The three PSAP's have a long history of working cooperatively to provide the best overall 9-1-1 dispatch services in Lincoln County.

(b) Pre-arranged Non-emergency Transfers and Inter-facility Transfers

(A) The Board recognizes that in April of 2001 the Authority amended its rules to allow for the county designation of one emergency ambulance provider in each ASA. The county may designate one or more non-emergency ambulance provider for each ASA. OAR 333-260-0070(3).

(B) Through County Ordinance 7.805 to 7.855 and this ASA Plan, the Board may establish regulations of non-emergency and inter-facility ambulance services within the County. This step is taken to ensure the safety and availability of ambulance services within the County, and to ensure that appropriate clinical and operational performance is provided to the community.

(C) The County reserves the right to grant exclusive market rights for non-emergency and inter-facility ambulance service in the future, at any time the Board determines that it is in the County's best interest.

(D) The County may adopt regulations and requirements for the issuance of non-emergency and inter-facility ambulance licenses. Failure to meet any of these requirements may be grounds for the denial or revocation of an ambulance license.

(E) The denial or revocation of any ambulance provider license by the County may be appealed to the Board, whose decision will be final. The Board may designate a hearings officer to perform that function if it so chooses.

(c) Notification and Response Times

All ambulance service areas providers in Lincoln County shall conform to the following notification/response standards:

(A) Notification times for all responding emergency medical services personnel shall not exceed 2 minutes.

(B) For the purpose of this plan, the following response standards are established:

(i) **URBAN** – Response times shall not exceed 8 minutes on 90 percent of calls within this area, as measured and averaged over each quarter calendar year.

(ii) **SUBURBAN** - Response times shall not exceed 12 minutes on 90 percent of calls within this area, as measured and averaged over each quarter calendar year.

(iii) **RURAL** - Response times shall not exceed 20 minutes on 90 percent of calls within this area, as measured and averaged over each quarter calendar year.

(iv) **FRONTIER** - Response times shall not exceed 60 minutes on 90 percent of calls within this area, as measured and averaged over each quarter calendar year.

(v) WILDERNESS - No set response time is required, due to the geographical nature and limited access into these areas.

(d) Level of Care

(A) To establish a minimum level of EMS care within Lincoln County, all ASA providers and Initial Responders shall conform to the following standards:

(i) All Initial Responders (non-transporting) units shall provide a minimum level of Basic Life Support (BLS) care at the Authority's First Responder level.

(ii) All ASA providers shall provide the minimum level of care as licensed by the Authority, and maintain the level of care and service at a level equal to or greater than the level of care and service previously provided.

(iii) Advanced Life Support (ALS) shall be dispatched on all requests for emergency medical services, except for those calls dispatched in accordance with a county approved EMD triage system.

(iv) All emergency medical personnel who respond within Lincoln County shall have successfully completed the following: CPR (Health Care Provider) and standard first aid (meet or exceed).

(B) When air evacuation for injured or ill persons is requested by fire, medical, search and rescue personnel or other persons within Lincoln County, all patients shall be evaluated by the highest medically trained person on the scene. If air transport is required, the highest trained medical person on scene shall accompany the patient during air transport aboard the helicopter where possible and jurisdictional authority allows, unless the helicopter is staffed with a person of equal or greater medical training.

(e) Personnel

To establish a minimum level of personnel staffing within Lincoln County, all ASA providers and Initial Responder Agencies shall conform to the following standards:

(A) All Initial Responder (non-transporting) apparatus shall respond with a minimum of one person certified at the First Responder level.

(B) All ASA providers shall respond with the minimum number and level of certified persons, as licensed by the Health Authority.

(C) Management Structure:

(i) An organizational chart shall be maintained that accurately reflects the ASA provider's organizational structure, including lines of administration authority and operational supervision, and training officer.

(ii) Job descriptions shall be maintained for first responders and EMT supervisors that provide at least the following information:

1. Job Title
2. Salary
3. Benefits
4. Work Schedule
5. Immediate Supervisor and Title
6. General Statement of Duties
7. Supervision Received
8. Supervision Exercised
9. Typical Examples of Work
10. Desirable Qualifications for Employment, including knowledge, skills, and experience
11. Experienced Required
12. Training Required

(f) Medical Supervision

To establish a minimum level of medical supervision within Lincoln County, all ASA providers, Initial Responder agencies, and Physician Supervisors shall conform to the following standards:

- (A) All Initial Responders agencies and all ASA providers shall maintain a Physician Supervisor.
- (B) The Physician Supervisor shall:
 - (i) Comply with OAR 847-35-025;
 - (ii) Meet at least 2 hours annually with initial responders and EMT's under their supervision;
 - (iii) Make available through themselves or designee, 10 times per year, training and case review with all EMT's under their supervision; and
 - (iv) Maintain and review annually, standing orders (and on-line protocols, if used) for Initial Responder and all EMT levels under their supervision.
- (C) Maintain Agency meeting records for attendance, and minutes for such meetings.
- (D) The Physician Supervisor must oversee a process for review of run sheets.

(g) Patient Care Equipment

To establish a minimum standard for patient care equipment within Lincoln County, all ASA providers and First Responder Agencies shall conform to the following standards:

- (A) Patient care equipment and supplies in first response units shall be maintained in proper working order and maintained in sufficient quantities.
- (B) All ASA providers shall maintain on each ambulance, patient care equipment and supplies which conform with the standards, requirements and maintenance provisions of all Authority rules pertaining to ambulances, equipment and supplies. ORS 682.015 to 682.355.
- (C) All ambulances shall be equipped to provide lock security of all class II through IV controlled substances, independently of vehicular door locks as per licensing requirements.
- (D) All ASA providers shall regularly maintain a vehicle inventory check list signed and dated by the person making the inventory.
- (E) All ASA providers shall maintain inspection, maintenance, and replacement schedules for equipment carried on ambulances.
- (F) The equipment list shall be furnished to Lincoln County upon request.

(h) Vehicles

To establish a minimum standard for ambulances within Lincoln County, all ASA providers shall conform to the following:

- (A) All ASA providers shall:
 - (i) Operate ambulances which conform to all rules adopted by the Authority and ORS 682.015 to 682.355;
 - (ii) Operate ambulances with a minimum patient transport capacity of two supine patients;
 - (iii) Operate ambulances, which are less than ten years old or, if older than ten years old, maintain an annual mechanic's certification that the vehicle is in proper operating condition; and
 - (iv) Operate ambulances with current licenses issued by the Authority.
- (B) All ASA providers shall maintain each ambulance in conformity with vehicular manufacturer's recommendations and any recommendations of the ambulance conversion manufacturer.
- (C) All ASA providers shall maintain vehicular equipment, which conforms to all rules adopted by the Authority and ORS 682.015 to 682.355.

(D) All ASA providers shall maintain all necessary records to demonstrate compliance with paragraphs (A), (B) and (C) of this subsection.

(E) All ASA providers shall operate each ambulance in accordance with applicable motor vehicle codes; rules and statues, in a safe manner with due regard for light, traffic, road and weather conditions.

(F) All ASA providers shall maintain a vehicle maintenance schedule for each ambulance.

(G) The maintenance records shall be open to inspection by Lincoln County.

(i) Training

(A) In order to create a consistent level of education and training, the ASRC shall cooperate with all agencies and educational facilities to create opportunities for continuing education and training for all EMS personnel.

(B) Oregon Coast Community College is the primary source of EMT Basic and EMT Intermediate training within Lincoln County. First Responder is taught through other agencies. Paramedic Training is only available outside of the county.

(C) ASA providers, in cooperation with the local fire departments, provide EMS continuing education.

(D) All ASA providers shall comply with requirements and/or recommendations for training in Hazardous Materials, Incident Command Systems, Blood Born Pathogens and OHA regulations.

(E) All ASA providers are responsible for re-certification of their EMT Basic, Intermediate, and Paramedics.

(F) All ASA providers shall become familiar with the requirements of the Hazardous Materials Incident Management Plans within their service area. Providers should participate with local fire departments in training on such plans.

(G) All ASA providers shall document a continuing education program that meets or exceeds the requirements of the Oregon Health Authority.

(j) Quality Improvement

(A) Structure

(i) The Lincoln County ASRC, created by LCC 7.840, is responsible for quality assurance within Lincoln County. *See* LCC 7.840 in Section 8.

(ii) The Lincoln County Board of Commissioners makes appointments to the Lincoln County ASRC for a term of two years. In accordance with ordinance, the committee consists of:

(a) One representative from each Ambulance Service provider in Lincoln County.

(b) Three fire department or quick response team representatives, no two of which shall primarily serve the same ambulance service area, and none of which shall be from any ambulance service provider.

(c) One emergency physician or hospital administrator. This position may be appointed in a series of alternates to allow for varying schedules of physicians and administrators.

(d) Two public members.

(e) One representative of each 9-1-1 PSAP in Lincoln County

(iii) The committee elects it's own chairperson and meets quarterly or upon the call of the Board of Commissioners or of the chairperson.

(iv) Emergency Services provides staff to the committee.

(B) Process

(i) All ASA providers shall:

(a) Establish a procedure to provide the ASRC with all information deemed necessary by the ASRC to perform its case review, screening, and investigatory functions.

(b) Cooperate with the ASRC.

(c) Maintain a system for billing that is well documented, easy to audit, and addresses third parties, private and public parties, collection policy, and write off policy.

(ii) The ASRC shall:

(a) Provide a review process for regular sampling of ambulance services rendered in Lincoln County by each ambulance service provider. The following are categories used as quality assurance measurement tools:

1. Inappropriate response and/or scene times;
2. Patient transport refusals resulting in adverse consequences;
3. Inappropriate application of protocols or noncompliance with on-line medical control;
4. Patient deaths (pre-hospital and emergency department deaths when treated or transported by a pre-hospital care provider);
5. Equipment failures;
6. Selected emergency medical instructions, i.e., CPR by dispatch center;
7. Selected cases referred by supervising physicians, agencies, or public complaints where potential problems may exist in any aspect of prehospital care; and
8. Complaints registered by patients, members of the public or providers.

The ASRC shall provide ASA providers with adequate notice of what specific statistical data it requires ASA providers to compile, maintain, and provide to the ASRC for review.

The following data sources will be used for determining Quality Assurance:

1. Quality assurance reports from physician supervisors and agencies;
2. 911 center records and tapes;
3. Pre-hospital care reports;
4. Complaints;
5. Incident reports;
6. Hospital medical records;
7. Autopsy reports;
8. Generic indicator screens;
9. Vehicle and equipment manufacturer guidelines;
10. Law enforcement reports;
11. Fire department reports;
12. Agencies' response time records;
13. Agencies/911 center dispatch/response time records.

The ASRC shall:

(b) Provide a forum for review of complaints by consumers and others concerning the quality of ambulance services provided in Lincoln County.

(c) Make recommendations to the Board of Commissioners in accordance with LCC 7.832(1) for possible revocation or suspension of an ambulance service area assignment, when such recommendations appear appropriate pursuant to LCC 7.832.

(d) Periodically review the ASA Plan and make recommendations to the Board of Commissioners concerning proposed updates and amendments to the plan.

(e) Provide written response to providers, first response agencies, hospitals, individuals and consumers in recognition of excellence and identified problems.

(f) Oversee problem resolution of non-compliance for issues involving the ASA plan.

(g) Develop a quality assurance program including standards and goals to monitor the effectiveness and efficiency of all system elements, system coordination and ASA providers.

(h) Report to the Board of Commissioners annually or as requested by the Board.

(v) The ASRC may perform vehicle inspections separate from the state inspection process.

(vi) Problem Resolution:

(a) In the event that the ASRC identifies any situation that constitutes a violation of this plan, or that fails to conform to established norms or protocols, the Quality Assurance Committee shall: Request any additional information necessary to establish that a violation or failure occurred; contact the provider in writing and identify the specific facts surrounding the identified violation or failure to conform; and request that, within 30 days, the provider submit a written response to the alleged specific facts and a plan to correct all deficiencies.

(b) Upon receipt of the written response, the ASRC shall: Review the response to ensure that it addresses all aspects of the specific facts; review that written plan for resolution for the deficiencies; establish a sub-committee to monitor the plan for resolution of the deficiencies, which will report back to the full ASRC upon completion of the plan or failure to complete the plan; and call upon the health authority for recommendations for resolution if the problem cannot be solved in the ASRC.

(c) Upon the report of the sub-committee the full ASRC shall: Resolve that the deficiencies have been resolved in an acceptable manner; or refer any failure to complete the written plan for correction of deficiencies to the Board of Commissioners for further action.

(B) Sanctions for Non-Compliant Personnel or Providers

In the event that the ASRC refers any matter of deficiency to the Board of Commissioners, the Board may:

(A) Consider action authorized under LCC 7.832, 7.850, and 7.855;

(B) Refer the matter to the Authority pursuant to ORS for action; or

(C) Take other action as deemed appropriate by the Board.

6. COORDINATION

(a) The Entity That Shall Administer and Revise the ASA Plan

(A) The ASRC is the entity with primary responsibility for the administration of the Lincoln County Ambulance Service Area Plan. The Committee shall:

- (i) Review all aspects of the plan on an annual basis;
- (ii) Recommend changes in the plan to remedy identified shortfalls with the plan and address potential problem areas not previously addressed in the plan; and
- (iii) Address the ongoing growth and changes in EMS within Lincoln County.

(B) The Board is the entity with authority to amend and revise the ASA Plan, subject to approval by the Authority in accordance with law.

(b) Complaint Review Process

LCC 7.840 establishes the Lincoln County ASRC. In addition to those functions of the ASRC as provided in sections 5(i) and 5(j) of this plan, the ASRC shall:

(A) Regularly seek input from all pre-hospital providers, hospitals, Physician Advisors, non-transporting First Response Agencies, other medical providers within the county, consumers and the general public;

(B) Review and consider said input within the guidelines and procedures established under Section 5(j) of this plan; and

(C) Review and consider said input and make any necessary recommendation to the Board of Commissioners for changes that the ASRC deems necessary.

(c) Mutual Aid Agreements

(A) All ASA providers shall maintain a mutual aid agreement with the other providers.

(B) All requests for mutual aid should be made through the appropriate 9-1-1 Dispatch.

(C) All mutual aid agreements shall be reviewed annually and modified as needed by mutual consent of all parties.

(D) Mutual aid for Advanced Life Support assists shall be automatically dispatched in accordance with the mutual aid agreement entered into by each agency and approved by the committee.

(E) All ASA providers shall be a signatory to the Lincoln County Ambulance Mutual Aid Agreement.

(F) All ASA providers shall be a signatory to ambulance mutual aid agreements for adjacent counties, as appropriate.

(G) All ASA providers shall participate in disaster planning, training and response as coordinated by the Lincoln County Emergency Management Department.

(d) Disaster Response

(A) County Resources Other Than Ambulances

(i) When resources other than ambulances are required during the provision of emergency medical services, those additional services should be requested through the appropriate dispatch.

(ii) The fire/EMS agency on scene shall be responsible for requesting and coordinating all county EMS resources any time that the Multiple Patient/Mass Casualty Plan is implemented.

(iii) The fire/EMS agency shall work directly with specific chief officers in charge of police and fire agencies and the Emergency Services Manager to coordinated necessary resources during any implementation of the plan.

(B) Out of County Resources

(i) When resources from outside Lincoln County are required during the provisions of emergency medical services, those resources shall be requested through the appropriate dispatch.

(ii) The fire/EMS agency shall be responsible for requesting and coordinating all out of county resources designated for the provisions of emergency medical services any time that the Multiple Patient/Mass Casualty Plan is activated.

(iii) The fire/EMS agency may request and coordinate all out of county EMS agency resources with and through the Lincoln County Emergency Service Manager and the appropriate PSAP.

(C) Mass-Casualty Incident Plan

(i) All ASA providers shall follow the ATAB 2 recommendations for MCI and multiple patient scenes.

(ii) The plan is intended for use when any single incident or combination of incidents depletes the resources of any single provider or providers during the normal course of daily operation.

(iii) The plan identifies the responsibilities of the provider regarding coordination, communication, move up, triage, and transportation.

(D) Response to Terrorism

(i) Terrorism may occur in many forms, such as destructive actions or bio-terrorism. ASA providers should contact law enforcement when terrorism is suspected to be the cause of an emergency to which they have responded.

(ii) Terrorism which leads to mass casualty should be handled in accordance with the county's mass casualty incident plan as described in paragraph (C) of this section.

(iii) All ASA providers shall follow the provisions of Section VIII (entitled Civil Disorder/Terrorism Response) of Attachment 1 to Annex F (entitled Hazard Response) of the county's disaster response plan.

(iv) All ASA providers are required to provide terrorism response training for their EMTs.

(e) Personnel and Equipment Resources

Under special circumstances, specialized resources may be required for the management of unusual problems and situations. Actions will be coordinated through initial response agency or the agency with jurisdiction.

(A) Non-transporting EMS Provider

(i) North Lincoln Fire and Rescue

(ii) Depoe Bay Fire

(iii) Newport Fire

(iv) Toledo Fire Rescue

(v) Siletz Fire Dept.

(vi) Seal Rock RFPD

(B) Hazardous Materials

- (i) Oregon Emergency Response System (OERS) : provides notification and activation of State Agencies: 1-800-452-0311 or 1-800-OILS-911
- (ii) NorthWest Hazmat, Inc: provides oil spill contaminate cleanup 24 hours a day: 1-800-597-1323
- (iii) US Coast Guard: responsible for response in bays and most navigable waters:
Yaquina Bay (541) 265-5381, Depoe Bay (541) 765-2124
- (iv) CHEMTREC: resource for obtaining immediate critical response information for incidents involving hazardous materials 1-800-424-9300
- (v) Servpro: provides hazmat clean-up 1-844-326-5201
- (vii) Biomangement NW: provides hazmat clean-up 1-877-524-6411
- (viii) Wastexpress: provides hazardous waste removal (503) 224-3206

(C) Search and Rescue

- (i) Lincoln County Sheriff Office: (541) 265-4231
- (ii) US Coast Guard: Yaquina Bay (541) 265-5381, Depoe Bay (541) 765-2124

(D) Specialized Rescue

- (i) US Coast Guard: Yaquina Bay (541) 265-5381, Depoe Bay (541) 765-2124
- (ii) South County Water Rescue: 9-1-1: (541) 265-4231 (Dispatch)
- (iii) North Lincoln Fire Water Rescue Team (541) 994-3636
- (iv) Lincoln County Rope Rescue Team 9-1-1 or (541) 265-4231 (Dispatch)

(E) Extrication

- (i) North Lincoln Fire and Rescue: 9-1-1
- (ii) Depoe Bay RFPD: 9-1-1
- (iii) Newport Fire Department: 9-1-1
- (iv) Siletz RFPD: 9-1-1
- (v) Toledo RFPD: 9-1-1
- (vi) Seal Rock RFPD: 9-1-1
- (vii) Central Oregon Coast Fire and Rescue: 9-1-1
- (viii) Yachats RFPD: 9-1-1.

(F) Extrication

- (i) Willamette Valley Communications Center (WVCC) (541) 265-4231
- (ii) Toledo Dispatch: (541) 336-5555
- (iii) Lincoln City Dispatch: (541) 994-3636
- (iv) Siletz RFPD: 9-1-1
- (v) Toledo RFPD: 9-1-1
- (vi) Seal Rock RFPD: 9-1-1
- (vii) Central Oregon Coast Fire and Rescue: 9-1-1
- (viii) Yachats RFPD: 9-1-1.

(f) Emergency Communication and System Access

(A) Telephone

(i) To establish single access through MSAG throughout Lincoln County, 9-1-1 shall be available to all telephone exchanges within Lincoln County.

(ii) No person shall advertise for or otherwise solicit request for emergency medical services utilizing any telephone number other than 9-1-1.

(iii) All requests for emergency medical services shall be received by one of the three PSAP's. NOTE: This requirement will be reviewed, and modified as appropriate, after the recently legislatively mandated consolidation of PSAP's in each county.

(B) Dispatch Procedures

To establish a minimum standard of medical dispatching within Lincoln County, all First Response Agencies, ASA Providers, PSAP's and Dispatch points shall:

(i) Follow the established standards of emergency medical dispatching and follow those procedures and protocols as approved by the Committee, ATAB Rules, and OAR 333-260-0050(1) (2),

(ii) Conform to a call received to notification of Initial Responders and ASA providers of < 2 minutes 90% of the time (*see* Section 5(c) of this plan).

(iii) Notify Initial Responders and ASA Providers by the use of radio communications including pagers and other tone activated devices.

(iv) Include in every radio dispatch the following:

(a) Pre-announcement identifying agency(ies) to respond, nature of the problem and a general location;

(b) Announcement identifying agency(ies) to respond, nature of problem identified through the use of dispatch priority protocols and the exact location of the patient; and

(c) Any specific instructions or information pertinent to the emergency.

(v) Repeat the announcement to each agencies first response unit(s) when they respond to include any additional information obtained about the patient's situation, history or problem.

(vi) Simultaneously dispatch Advanced Life Support (ALS) Assist according to protocols approved by the Committee and ATAB on all EMS calls identified as ALS in nature.

(C) Radio System

(i) Each PSAP/Dispatch shall:

(a) Restrict access to authorized personnel only;

(b) Meet future state or county standards;

(c) Maintain radio consoles capable of communication directly with all Initial Response agency(ies) dispatched by them;

(d) Maintain radio logs which contain all information required by the Federal Communications Commission and Oregon Revised Statues, including, but not limited to: Location of call; nature of the emergency; reporting party; time received, dispatched, en-route, arrived, transported, arrived at destination, in-service and in quarters; number of patient(s); and type of response to the scene and transport destination; and

(e) Utilize plain English.

(ii) All ASA Providers shall:

(a) Equip each ambulance with an FCC approved, multi-channel radio capable of adequately communicating on the County's simulcast system;

(b) Equip each ambulance with a compatible 5-watt portable handheld radio multi-channel capability to access County's simulcast frequencies and the HEAR frequency;

(c) Install the HEAR frequency of 155.340mHz in radios;

(d) Communicate directly with the receiving hospital: Ambulance identification number; age and sex of the patient(s); chief complaint and current condition of the patient(s); treatment rendered; and estimated time of arrival;

(e) License and operate all radio equipment subject to FCC licensure in accordance with current FCC rules and regulations;

(f) Coordinate communications with the appropriate dispatch center for that agency. Times kept by the dispatch center will be times of record. The dispatch center appropriate for that agency must be notified when in-service units are no longer available for responses; and

(g) Participate in the radio communications system operations, maintenance, additions and replacement account by providing funding according to the Fire services user funding formula.

(D) Emergency Medical Services Dispatcher Training

All emergency medical services dispatchers shall successfully complete a DPSST approved EMD course, and continuing education and training as required by DPSST to maintain EMD certification.

7. PROVIDER SELECTION

(a) Initial Assignment

Initial assignment of ambulance service areas in Lincoln County was made in 1991 by the Board in accordance with the laws, ordinances, and plan provisions then existing.

(b) Reassignment

Reassignment of ambulance service areas is made every five years by the Board in accordance with the provisions of LCC 7.827 and 7.828, which are included in section 8 of this plan. Reassignment may also occur under LCC 7.831 in the event of abandonment by an ASA provider during the term of assignment.

(c) Application for an ASA

Applications for assignment and reassignment of an ambulance service area are made pursuant to LCC 7.827 and 7.828, which are included in section 8 of this plan.

(d) Notification of Vacating an ASA

(A) No person assigned an ambulance service area shall voluntarily discontinue service to the assigned ambulance service area without giving one hundred twenty (120) days written notice to the Board.

(B) No person assigned an ambulance service area shall sell an ambulance service area or any part thereof.

(C) No person assigned an ambulance service area shall reassign, transfer or exchange the assignment of an ambulance service area or any part thereof without written authorization from the Board.

(D) All written requests shall be made on a form as prescribed by the ASRC, and shall contain the specifics of the request and any additional information requested by the Board or the ASRC.

(E) If the request includes the reassignment, exchange or transfer an ambulance service area or any part thereof, the request shall include an application for assignment by the transferee.

(F) Upon the receipt of a written notice of voluntary discontinuance of service by an ambulance service area provider, the Board shall cause the reassignment process to begin under LCC 7.831.

(G) Upon selection of the replacement provider for the ambulance service area, the Board may award assignment immediately or upon the date specified in the written notice.

(H) Upon request from the Board, the ASRC shall review a request made in compliance with this section, and make recommendations to the Board.

(e) Maintenance of Level of Service

(A) In the reassignment of an ambulance service area, the level of care and service shall be maintained at a level equal to or greater than the level of care and service previously provided.

(B) In the event that an ambulance service area is without an assigned provider, the Board shall immediately appoint an interim provider until such time as the reassignment process may be completed. The reassignment process shall be in accordance with LCC 7.827, 7.828, and 7.831.

Lincoln County Code

**Sections 7.805 to 7.855
AMBULANCE SERVICE PROVIDERS**

7.805 Short Title and Purpose of LCC 7.805 to 7.855

(1) LCC 7.805 through 7.855 shall be known as the "Lincoln County ASA Ordinance," and is adopted pursuant to the authority provided the county in ORS 682.062 and ORS 203.035.

(2) The purpose of the Lincoln County ASA Ordinance is to:

(a) Establish the geographic boundaries of ambulance service areas in Lincoln County;

(b) Establish the procedural framework for the assignment of ambulance service areas in Lincoln County to ambulance service providers;

(c) Establish the framework for an ambulance service incident review process to assist with quality assurance;

(d) Establish a procedure for the periodic review and updating of the Lincoln County Ambulance Service Area Plan; and

(e) Otherwise carry out the terms and provisions of ORS Chapter 682, OAR Chapter 333 Division, and the Lincoln County Ambulance Service Area Plan. [1988 o.265 §1; 1991 o.297 §1; 1999 o.287 §1; 2000 o.406 §1]

7.810 Definitions for LCC 7.805 to 7.855

(1) The words and phrases in LCC 7.805 to 7.855 shall have the meaning provided in ORS chapter 682 and OAR chapter 333, division 260, unless specifically defined herein to have a different meaning.

(2) As used in LCC 7.805 to 7.855:

(a) "Ambulance Service Review Committee" means the committee appointed by the Board of Commissioners pursuant to LCC 7.840.

(b) "ASA Advisory Committee" means the committee appointed by the Board of Commissioners pursuant to LCC 7.827.

(c) "Director" means the Director of the Lincoln County Emergency Services Department.

(d) "Lincoln County Ambulance Service Area Plan" means the currently effective ambulance service area plan adopted by the Lincoln County Board of Commissioners in accordance with ORS 682.062 and OAR Chapter 333 Division 260. [1988 o.265 §1; 1991 o.297 §1; 1999 o.287 §2; 2000 o.406 §2]

7.815 Exemptions from Application of LCC 7.805 to 7.855

The provisions of LCC 7.805 to 7.855 shall not apply to:

(1) Ambulances owned by or operated under the control of the United States Government.

(2) Vehicles being used to render temporary assistance in the case of a major catastrophe or emergency with which the ambulance service of the surrounding locality are unable to cope, or when directed to be used to render temporary assistance by an official at the scene of an accident.

(3) Vehicles operated solely on private property or within the confines of institutional grounds, whether or not the incidental crossing of any public street, road or highway through the property or grounds is involved.

(4) Ambulances or vehicles transporting patients from outside the county to a health care facility within the county, or which are passing through without a destination in the county.

(5) Pre-arranged non-emergency transfers by state licensed ambulance service providers. [1988 o.265 §1; 1991 o.297 §1; 2001 o.413 §1]

7.820 Ambulance Service Areas

The following are the Ambulance Service Areas for Lincoln County:

(1) **ASA 1 (North Lincoln County):** Beginning at the Northwest corner of Lincoln County as described in ORS 201.210; thence East along the North boundary of Lincoln County to the Northeast corner of Lincoln County; thence South along the boundary line between Lincoln County and Polk County to the Northeast corner of Section 24, Township 8 South, Range 9 West, Willamette Meridian; thence West along section lines to the Northwest corner of Section 23 Township 8 South, Range 9 West, Willamette Meridian; thence South to the Southwest corner of said Section 23; thence West along section lines to the Southwest corner of Section 23, Township 8 South, Range 11 West, Willamette Meridian; thence North to the Northwest corner of Section 14, Township 8 South, Range 11 West, Willamette Meridian; thence West along the section line between Sections 10 and 15, Township 8 South, Range 11 West, Willamette Meridian to the Eastern boundary of the Salishan Hills subdivision; thence Northerly along the boundary of Salishan Hills Subdivision to the Southwest right-of-way line of the Oregon Coast Highway (State Highway 101); thence Northwesterly across said right-of-way to the Siletz Bay; thence Northerly and Westerly along the center of the Siletz Bay to the Pacific Ocean; thence Northerly along the Pacific Ocean to the point of beginning.

(2) **ASA 2 (Depoe Bay Area):** Beginning at the Southwest corner of Section 22, Township 8 South, Range 11 West, Willamette Meridian; thence Southerly along section lines to the Northeast corner of Section 4, Township 10 South, Range 11 West, Willamette Meridian; thence West along section lines to the Pacific Ocean; thence North along the Pacific Ocean to the boundary of ASA 1 described in subsection (1) of this section; thence Westerly and Southerly along the boundary of said ASA 1 to the Southwest corner of Section 23, Township 8 South, Range 11 West, Willamette Meridian; thence West along section lines to the point of beginning.

(3) **ASA 3 (Central Lincoln County):** The remainder of Lincoln County that does not lie within any other ASA.

(4) **ASA 4 (Waldport Area):** Beginning at the intersection of Big Creek and the Oregon Coast Highway (State Highway 101); thence due East to the section line between Section 1, Township 14 South, Range 12 West, Willamette Meridian, and Section 6, Township 14 South, Range 11 West, Willamette Meridian; thence South along said section line to the Northwest corner of Section 7, Township 14 South, Range 11 West, Willamette Meridian; thence East along the North line of said Section 7 to the Northeast corner of said Section 7; thence South along the East line of said Section 7 to the Southeast corner of said Section 7; thence East along section lines to the Northeast corner of Section 13, Township 14 South, Range 11 West, Willamette Meridian; thence South along the East line of said Section 13 to the Northwest corner of Section 19, Township 14 South, Range 10 West, Willamette Meridian; thence East along section lines to the center of the South section line of Section 14, Township 14 South, Range 10 West, Willamette Meridian; thence due South along center section lines to the center of Section 35, Township 14 South, Range 10 West, Willamette Meridian; thence due East along the center section line of Section 35 to the center of the West section line of Section 36, Township 14 South, Range 10 West, Willamette Meridian; thence South along the West section line of Section 36 to the Southwest corner of Section 36; thence East along section lines to the Southeast corner of Section 31; thence North along section lines to the Southeast corner of Section 18, Township 14 South, Range 9 West, Willamette Meridian, which point lies on the boundary between Lincoln County and Benton County; thence Easterly and Northerly along the boundary line of Lincoln County and Benton County to the Northeast corner of Section 24, Township 13 South, Range 9 West, Willamette Meridian; thence West along section lines to the Southwest corner of Section 18, Township 13 South, Range 9 West, Willamette Meridian; thence North along section lines to the Northeast corner of Section 1, Township 13 South, Range 10 West, Willamette Meridian; thence West along the North line of said Section 1 to the Southeast corner of Section 36, Township 12 South, Range 10 West, Willamette Meridian; thence North along section lines to the Northeast corner of Section 25, Township 12 South, Range 10 West, Willamette Meridian; thence West along section lines to the Southeast corner of the East line of the West $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 22 of Township 12 South, Range 10 West, Willamette Meridian; thence northerly along said East line of the West $\frac{1}{2}$ of the West $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of said Section 22 to the Southwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 22; thence easterly along the South line of said NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ to the Southeast

corner thereof; thence northerly along the East line of said NE ¼ of the NW ¼ of the SW ¼ to the Northeast corner thereof; thence easterly along the South line of the NW ¼ of said Section 22 to the Southeast corner of the NW ¼ of said Section 22; thence northerly along the East line of said NW ¼ of Section 22 to the Northeast corner thereof being the North ¼ corner of said Section 22; thence West along section lines to the Southwest corner of Section 17, Township 12 South, Range 10 West, Willamette Meridian; thence northerly along the West line of said Section 17 to the South line of Homestead Entry Survey Number 125 in Township 12 South, Range 10 West, Willamette Meridian; thence easterly along the South line of said Homestead Entry Survey to the Southeast corner thereof; thence northerly along the East line of said Homestead Entry Survey to the Northeast corner thereof; thence westerly along the North line of said Homestead Entry Survey to the West line of said Section 17; thence northerly along the West line of said Section 17 to the Northwest corner of said Section 17; thence westerly along the North line of Section 18, Township 12 South, Range 10 West, Willamette Meridian, to the East line of Section 13, Township 12 South, Range 11 West, Willamette Meridian; thence northerly along said East line of Section 13 to the Northeast corner of said Section 13; thence West along section lines to the Northwest corner of Section 15, Township 12 South, Range 11 West, Willamette Meridian; thence South along west line of said Section 15 to the Northeast corner of Section 21, Township 12 South, Range 11 West, Willamette Meridian; thence West along section lines to the Southeast corner of Section 18, Township 12 South, Range 11 West, Willamette Meridian; thence northerly along the East line of said Section 18 to the Northeast corner of the South ½ of the NE ¼ of said Section 18; thence westerly along the North line of said South ½ of the of the NE ¼ to the Northeast corner of the SE ¼ of the NW ¼ of said Section 18, thence westerly along the North line of said SE ¼ of the NW ¼ and the North line of Government Lot 2 of said Section 18 to the Pacific Ocean; thence South along the Pacific Ocean to Big Creek; thence East along Big Creek to the point of beginning.

(5) **ASA 5 (Yachats Area):** All of Lincoln County lying to the South of ASA 4 as described in subsection (4) of this section. [1988 o.265 §1; 1991 o.297 §1; 1999 o.387 §3; 2000 o.406 §3]

7.825 Unauthorized Ambulance Service Prohibited

No person shall provide ambulance service in Lincoln County unless:

(1) The person is an authorized employee or agent of the entity that holds the Lincoln County ASA Ordinance assignment for the ambulance service area in which the need for service originates.

(2) The person is assisting the entity who holds the Lincoln County ASA Ordinance assignment for the ambulance service area in which the need for service originates.

(3) The person is acting pursuant to mutual aid or other cooperative agreement with the entity who holds the current Lincoln County ASA Ordinance assignment for the ambulance service area in which the need for service originates;

(4) The activity is allowed under LCC 7.815 or 7.830. [1988 o.265 §1; 1991 o.297 §1; 1999 o.387 §4; 2000 o.406 §4]

7.827 Assignment of Ambulance Service Areas

(1) The Board of Commissioners shall have the exclusive authority to assign each ambulance service area within Lincoln County in accordance with this section. The Board retains authority to extend any and all timeframes contained in this section by Board order.

(2) The term for each assignment shall be for a period of five years, except as otherwise provided by order of the Board of Commissioners. Terms begin on July 1 and end on June 30.

(3)(a) On or before January 31 of the year in which an ambulance service area assignment is set to expire, the director shall mail a written notice to each currently assigned ambulance service provider for each Lincoln County ambulance service area set to expire that year. The notice shall remind the provider of the expiration of the ambulance service area term, and also inform the provider of the deadline for submitting an application for assignment of the ambulance service area.

(b) The director shall also mail notice of the expiring ambulance service area assignment, and deadline for submitting applications for new assignment, to any person requesting such notice. The director may also

mail such notice to any person who the director believes might desire to make application for assignment of a Lincoln County ambulance service area.

(4) The deadline for submission of applications for assignment of a Lincoln County ambulance service area is March 1 of the year in which the ambulance service area assignment term is set to expire. Applications must be received in the office of the director on or before 5 p.m. on the deadline date, or the next business day if that date falls on a weekend or legal holiday. Each applicant shall submit the following number of copies of their application: Four copies for the director, and one copy for each of the three Commissioners.

(5) An application for assignment of an ambulance service area shall contain the following information:

(a) The name and address of the person applying for the assignment.

(b) The ambulance service area or areas the person desires to service, and the location from which ambulance services will be provided.

(c) A list of personnel to be used in providing ambulance service, and their current emergency medical technician certificate numbers and certification levels.

(d) A list of vehicles to be used in providing ambulance services, including year, make and model, and a statement that each vehicle will be certified as compliant by the State of Oregon.

(e) Sufficient information to allow for review of the application in light of applicable state law, state regulations, the Lincoln County ASA Ordinance, and the Lincoln County Ambulance Service Area Plan.

(f) Such additional information deemed necessary by the director, the ASA Advisory Committee, or the Board of Commissioners.

(g) Such additional information that the applicant desires to be presented to the ASA Advisory Committee or the Board of Commissioners. Examples may include, but are not limited to:

(A) Improved ambulance response times and the quality and level of service to the ASA without adversely affecting the existing first response system.

(B) A demonstration that call volume is sufficient to financially justify the service to be provided, or otherwise demonstrate financial soundness.

(C) Experience and past history in providing ambulance service.

(D) Does not jeopardize the financial ability of other ambulance service providers to provide efficient service to the remainder of the county.

(6)(a) If more than one application for assignment of an ambulance service area has been submitted in accordance with this section, the Lincoln County Board of Commissioners may appoint an ASA Advisory Committee consisting of not less than three and not more than nine members, for the purpose of reviewing competing applications for assignment of ambulance service areas. The director and a representative from County Counsel's office shall serve as staff to the committee. To the extent practicable, the Board of Commissioners shall appoint committee members who have experience, or who are familiar, with the provision of emergency medical services. However, no member of the ASA Advisory Committee shall be a current or former employee, agent, physician advisor, or family member of a current or former employee, agent, or physician advisor of any entity that holds an assignment of a Lincoln County ambulance service area or that will be applying for assignment of a Lincoln County ambulance service area.

(b) If an ASA Advisory Committee has been appointed by the Board of Commissioners in accordance with this subsection, in March or April of that year the committee shall hold a public hearing for the purpose of reviewing and discussing the applications received for assignment of ambulance service areas in which more than one application was received. At least 7 days prior to the public hearing, the director shall mail notice of the hearing to each applicant. At the meeting, the committee shall first appoint a chairperson. The committee shall then proceed to allow testimony from applicants and members of the public, and allow questions of witnesses as posed by members of the committee and the committee's staff. The chairperson may set reasonable time limits on testimony from applicants and individuals. If necessary, the committee may adjourn and continue the public hearing to another date and time, and shall announce that date and time prior to adjournment. At the conclusion of testimony, the committee shall deliberate on the matter, and shall make an affirmative recommendation to the Board of Commissioners as to assignment of each contested ambulance service area. The committee or its individual members may, but are not required, to provide the Board with an explanation for their recommendation as to each assignment. Committee staff shall report the recommendation of the committee to the Board. In making a recommendation, the committee shall consider:

- (A) Whether the application contains all elements required by subsection (5) of this section.
- (B) Whether the application meets the requirements of state law and state regulation relating to the provision of ambulance service.
- (C) The past experience of the applicant in providing emergency medical services.
- (D) The past quality of emergency service provided by the applicant.
- (E) The proposed quality of service to be provided by the applicant.
- (F) The rates proposed to initially be charged for services by the applicant.
- (G) Any other criteria which the committee considers important in making its recommendation to the Board.

(7) In May of the year in which one or more ambulance service area assignments are set to expire, the Board of Commissioners shall place that matter on their regular public meeting agenda. At the public meeting, the Board may, but is not required, to allow testimony from applicants and members of the public, and may ask questions of interested parties. The Board shall then deliberate on the matter, and may continue a decision to a subsequent Board meeting pending further deliberation or submission of additional information by one or more applicants. In making a decision on assignment of one or more ambulance service areas, the Board may consider:

- (a) Any recommendation of the ASA Advisory Committee, and the reasons given for that recommendation, if any.
- (b) Whether the application contains all elements required by subsection (5) of this section.
- (c) Whether the application meets the requirements of state law and state regulation relating to the provision of ambulance service.
- (d) The past experience of the applicant.
- (e) The past quality of service provided by the applicant.
- (f) The proposed quality of service to be provided by the applicant.
- (g) The rates proposed to initially be charged for services by the applicant.
- (h) Any other criteria which the Board considers important in making its decision. [2000 o.406 §6; 2001 o.413 §2]

7.828 Additional Requirement for Applicants for Assignment of ASA 1 or 3

In addition to the requirements and provisions of LCC 7.827:

- (1) Each applicant for assignment of ASA 1 or 3, or both ASA 1 and 3, must also apply for assignment of ASA 2, and the failure to do so by an applicant shall invalidate their application.
- (2) The Board of Commissioners may assign ASA 2 to an applicant assigned ASA 1, an applicant assigned ASA 3, an applicant assigned ASA 1 and 3, or another applicant.
- (3) If an ambulance service provider assigned to provide ambulance service to ASA 2 rejects, abandons, or otherwise ceases to provide ambulance service to ASA 2, that cessation of service shall be deemed an abandonment of all other ambulance service areas assigned to that provider in Lincoln County. [2002 o.414 §2]

7.830 Duties of Ambulance Service Provider

Upon assignment of an ambulance service area to a person in accordance with LCC 7.805 to 7.855, the person providing ambulance service:

- (1) Shall conduct its operations in strict compliance with all applicable state and federal laws and regulations, and the terms of the Lincoln County Code and the Lincoln County Ambulance Service Area Plan.
- (2) Shall not fail or refuse to respond to an emergency call for service if an ambulance is available for service.
- (3) Shall not respond to a medical emergency located outside its assigned ambulance service area except:
 - (a) When a request for a specific ambulance service provider is made by the person calling for the ambulance, or a representative of that person, and the call does not dictate an emergency response;
 - (b) When the ambulance service provider assigned to the ambulance service area is unavailable to respond and the person is requested by the other provider or 9-1-1 dispatch to respond; or
 - (c) When the response is for supplemental assistance, advanced life support assist, or other mutual aid.

(4) Shall not transfer the assignment of an ambulance service area without written notice to and approval of the Board of Commissioners. The written notice shall include an application for assignment of the ambulance service area submitted by the transferee. The application shall be reviewed in accordance with LCC 7.831.

(5) Shall not voluntarily discontinue service to the assigned ambulance service area without giving at least 120 days written notice to the Board of Commissioners. [1988 o.265 §1; 1991 o.297 §1; 2000 o.406 §7]

(6) Shall submit to the Director all information requested by the Director or the ASRC. Provider shall submit all complaints regarding patient care to the Director. Provider shall cooperate fully with any investigation regarding such complaints that the Director, in his discretion, conducts.

(7) Provider will notify the Director immediately of any change in level of care provided. Copies of certificates for each Emergency Medical Technician ("EMT") shall be provided annually to the Director by July 1.

(8) Provider shall not raise the rates charged for services provided without first obtaining the written consent of the Board of Commissioners. If Provider requests an increase in rates, the Board of Commissioners shall schedule a hearing on the proposed increase within sixty days of receipt of the request. Provider is authorized to annually increase any rates charged for any ambulance service in accordance with the Consumer Price Index as published by the Centers for Medicare and Medicaid Services.

7.831 Reassignment of Ambulance Service Area

(1) In the event that a person assigned an ambulance service area discontinues, or will be discontinuing, service before the expiration of the assignment, whether the discontinuance arises from abandonment, dissolution, suspension, or revocation, the Board of Commissioners shall set a deadline for the submission of applications for reassignment of that ambulance service area, and shall also set additional timelines for notices, review, and hearings. The procedure for notices, review and hearings shall be in accordance with LCC 7.827, except that the deadlines and timelines established by the Board shall replace the deadlines and timelines in LCC 7.827.

(2) A reassignment of an ambulance service area pursuant to this section shall be for the unexpired term of the discontinued assignment, unless otherwise provided by order of the Board. [2000 o.406 §9]

7.832 Suspension or Revocation of Assignment of Ambulance Service Area

(1) Upon a recommendation by the Ambulance Service Review Committee, or upon its own motion, the Board of Commissioners may suspend or revoke the assignment of an ambulance service area upon a finding that the holder thereof has:

(a) Willfully violated provisions of LCC 7.805 to 7.855, the Lincoln County Ambulance Service Area Plan, or provisions of state or federal laws and regulations; or

(b) Materially misrepresented facts or information given in the application for the assignment of an ambulance service area or as part of the review of the performance of the service furnished by the provider.

(2) In lieu of the suspension or revocation of the assignment of ambulance service area, the Board may order that the violation be corrected and make the suspension or revocation contingent upon compliance with the order within the period of time stated therein. Notice of the Board action shall be provided to the holder of the assignment which shall specify the violation, the action necessary to correct the violation, and the date by which the action must be taken. The holder of such assignment shall notify the Board of the action taken. If the holder of the assignment fails to take corrective action within the time required, the Board shall notify the holder that the assignment is suspended or revoked upon receipt of the notice. [1991 o.297 §1; 2000 o.406 §10]

7.833 Insurance and Performance Bond

An ambulance service provider assigned one or more ambulance service areas in accordance with LCC 7.805 to 7.855 shall:

(1) Maintain financial responsibility in at least the minimum types and amounts as required under ORS 682.105 to 682.109.

(2) Execute and deliver to the county a good and sufficient bond in a form and amount approved by the director as adequate to ensure the faithful performance of ambulance service in each of the assigned ambulance

service areas. The bond must be in a form that is immediately redeemable by the county in the event the service provider vacates the assigned ambulance service area for any reason without at least 120 days advance written notice to the county. In establishing bond amounts for ambulance service areas under this subsection, the director need not set the same bond amount for each ambulance service area, but shall establish a bond amount for each ambulance service area that is sufficient in the opinion of the director to ensure the provision of ambulance service in that ambulance service area in the event of vacation without 120 days advance notice. [2001 o.413 §4]

NOTE: Subsection (2) of Section 5 of Ordinance # 413 provides that "Section 4(2) of this Ordinance (LCC 7.833(2)) does not become operative until January 1, 2003."

7.835 Appeal

A person receiving a notice of the assignment, denial, suspension, contingent suspension, or revocation of an ambulance service area may request a hearing before the Board of Commissioners by filing with the Board of Commissioners a written request for hearing within 14 days of the decision, setting forth the reasons for the hearing and the issues proposed to be reviewed. The filing of a hearing request shall stay the action pending the hearing and final determination by the Board of Commissioners unless the Board of Commissioners makes a written finding that prompt implementation of the decision is required due to an immediate hazard to the public safety. The Board of Commissioners shall set a time and place for a hearing which shall be *de novo* on the record or a full *de novo* hearing, as determined by the Board. Within 14 days after the conclusion of the hearing, the Board shall affirm, reverse or modify its original decision. [1988 o.265 §1; 1989 o.278 §3; 1991 o.297 §1; 2000 o.406 §11]

7.840 Ambulance Service Review Committee

(1) There is hereby created an Ambulance Service Review Committee, the members of which shall be appointed by the Board of Commissioners for two-year terms. The Committee shall choose its own chairperson and meet quarterly or when called upon by the Board of Commissioners or its chairperson. Motions shall be passed by a majority of those attending.

(2) The committee shall consist of:

(a) One representative from each ambulance service provider in Lincoln County.

(b) Three fire department or quick response team representatives, no two of which shall primarily serve the same ambulance service area, and none of which shall be from any ambulance service provider.

(c) One emergency physician or hospital administrator. This position may be appointed in a series of alternates to allow for varying schedules of physicians and administrators.

(d) Two public members.

(e) One representative of each 9-1-1 PSAP in Lincoln County.

(3) The Committee shall have the following powers and duties:

(a) Provide a review process for a regular random sampling of ambulance services rendered in Lincoln County by each ambulance service provider.

(b) Provide a forum for review of complaints by consumers and others concerning the quality of ambulance services provided in Lincoln County.

(c) Make recommendations to the Board of Commissioners in accordance with LCC 7.832(1) for revocation or suspension of an ambulance service area assignment, when such recommendation appears appropriate pursuant to LCC 7.832.

(d) Periodically review the Lincoln County Ambulance Service Area Plan and make recommendations to the Board of Commissioners concerning proposed updates and amendments to the plan. [1988 o.265 §1; 1989 o.278 §§ 3 and 4; 1991 o.297 §1; 1999 o.387 §5; 2000 o.406 §12]

7.845 Initial Responder

Nothing in LCC 7.805 to 7.855 prohibits a 9-1-1 agency, responsible for the dispatching of emergency services, from dispatching an initial responder to the scene of a medical emergency in addition to dispatching an ambulance service provider. Such initial response shall only be in accordance with this section:

(1) The initial responder shall be a municipal corporation or a special district within Lincoln County that provides emergency services within its jurisdiction and requests to be dispatched to medical emergencies.

(2) The initial responder shall respond with Emergency Medical Technicians or First Responders that are certified by the State of Oregon and who are employed by or volunteer with the initial responder.

(3) Upon the arrival of the ambulance service provider at the location of the medical emergency, the ambulance service provider shall be in charge of, and responsible for, the continuation of emergency medical services. The initial responder shall continue to provide emergency medical services only at the direction of the ambulance service provider. [1988 o.265 §1; 1989 o.278 §3; 1991 o.297 §1]

7.850 Penalties

Any person who violates any provision of LCC 7.805 to 7.855 is guilty of a violation. Failure from day to day to comply with the terms of LCC 7.805 to 7.855 shall be a separate offense for each day. Failure to comply with any provision of LCC 7.805 to 7.855 shall be a separate offense for each such provision. Violations of LCC 7.805 to 7.855 is punishable upon the conviction by a fine of not more than \$500 for a non-continuing offense, which means a an offense not spanning two or more calendar days. In the case of a continuing offense, which means an offense which spans two or more consecutive calendar days, violation of the provisions is punishable by a fine of not more than \$500 per day up to the maximum of \$1,000 as provided by law. [1988 o.265 §1; 1989 o.278 §3; 1991 o.297 §1]

7.855 Nuisance

In addition to penalties provided by LCC 7.850, violation of any of the provisions is declared to be a nuisance and may be regarded as such in all actions, suits, and proceedings unless the provisions are declared invalid by a court of competent jurisdiction. Pursuant to ORS 823.180(5), these provisions shall be enforceable by the Health Authority of the State of Oregon, Department of Human Resources, in a proceeding in Circuit Court for equitable relief. [1988 o.265 §1; 1989 o.278 §3; 1991 o.297 §1; 1999 o.387 §6]

