

BEFORE THE BOARD OF COMMISSIONERS
FOR LINCOLN COUNTY, OREGON
ORDINANCE # 525

Amendment to Lincoln County Code (Ordinances # 265, #278, #297, #387 and # 406) Section 7.805 through 7.855 AMBULANCE SERVICE PROVIDERS and declaring an emergency.

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 682.275 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 260, 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 **to act as an oversight group for the ASA Plan requirements** pursuant to LCC 7.840.
 - (b) "ASA Advisory Committee" means the committee appointed by the Board of Commissioners **to review ASA Contract Proposals** pursuant to LCC 7.827.
 - (c) *Director* "**County Emergency Manager**" means the **appointed Lincoln County Emergency manager**.
 - (d) "Lincoln County Ambulance Service Area Plan" means the currently effective ambulance service area plan adopted by the Lincoln County Board of Commissioners in

PAGE 1- ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 (d) "Lincoln County Ambulance Service Area Plan" means the currently effective
2 ambulance service area plan adopted by the Lincoln County Board of Commissioners in
3 accordance with ORS 682.205 and OAR Chapter 333 Division 260. [1988 o.265 §1; 1991 o.297
4 §1; 1999 o.287 §2; 2000 o.406 §2]
5

6 **7.815 Exemptions from Application of LCC 7.805 to 7.855**

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

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

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

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

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

17 (5) Pre-arranged non-emergency transfers by state licensed ambulance service providers.
18 [1988 o.265 §1; 1991 o.297 §1; 2001 o.413 §1]
19

20 **7.820 Ambulance Service Areas**

21 The following are the Ambulance Service Areas for Lincoln County:

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

37 (2) **ASA 2 (Depoe Bay Area):** Beginning at the Southwest corner of Section 22, Township
38 8 South, Range 11 West, Willamette Meridian; thence Southerly along section lines to the Northeast
39 corner of Section 4, Township 10 South, Range 11 West, Willamette Meridian; thence West along
40 section lines to the Pacific Ocean; thence North along the Pacific Ocean to the boundary of ASA 1

PAGE 2 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 described in subsection (1) of this section; thence Westerly and Southerly along the boundary of
2 said ASA 1 to the Southwest corner of Section 23, Township 8 South, Range 11 West, Willamette
3 Meridian; thence West along section lines to the point of beginning.

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

6 (4) **ASA 4 (Waldport Area):** Beginning at the intersection of Big Creek and the Oregon
7 Coast Highway (State Highway 101); thence due East to the section line between Section 1,
8 Township 14 South, Range 12 West, Willamette Meridian, and Section 6, Township 14 South,
9 Range 11 West, Willamette Meridian; thence South along said section line to the Northwest corner
10 of Section 7, Township 14 South, Range 11 West, Willamette Meridian; thence East along the
11 North line of said Section 7 to the Northeast corner of said Section 7; thence South along the East
12 line of said Section 7 to the Southeast corner of said Section 7; thence East along section lines to the
13 Northeast corner of Section 13, Township 14 South, Range 11 West, Willamette Meridian; thence
14 South along the East line of said Section 13 to the Northwest corner of Section 19, Township 14
15 South, Range 10 West, Willamette Meridian; thence East along section lines to the center of the
16 South section line of Section 14, Township 14 South, Range 10 West, Willamette Meridian; thence
17 due South along center section lines to the center of Section 35, Township 14 South, Range 10
18 West, Willamette Meridian; thence due East along the center section line of Section 35 to the center
19 of the West section line of Section 36, Township 14 South, Range 10 West, Willamette Meridian;
20 thence South along the West section line of Section 36 to the Southwest corner of Section 36;
21 thence East along section lines to the Southeast corner of Section 31; thence North along section
22 lines to the Southeast corner of Section 18, Township 14 South, Range 9 West, Willamette
23 Meridian, which point lies on the boundary between Lincoln County and Benton County; thence
24 Easterly and Northerly along the boundary line of Lincoln County and Benton County to the
25 Northeast corner of Section 24, Township 13 South, Range 9 West, Willamette Meridian; thence
26 West along section lines to the Southwest corner of Section 18, Township 13 South, Range 9 West,
27 Willamette Meridian; thence North along section lines to the Northeast corner of Section 1,
28 Township 13 South, Range 10 West, Willamette Meridian; thence West along the North line of said
29 Section 1 to the Southeast corner of Section 36, Township 12 South, Range 10 West, Willamette
30 Meridian; thence North along section lines to the Northeast corner of Section 25, Township 12
31 South, Range 10 West, Willamette Meridian; thence West along section lines to the Northwest
32 corner of Section 30, Township 12 South, Range 10 West, Willamette Meridian; thence South along
33 the West line of said Section 30 to the Southeast corner of Section 25, Township 12 South, Range
34 11 West, Willamette Meridian; thence West along section lines to the center of the section line
35 between Sections 28 and 33, Township 12 South, Range 11 West, Willamette Meridian; thence
36 North along the center section line of said Section 28 to the center of the section line between said
37 Section 28 and Section 21, Township 12 South, Range 11 West, Willamette Meridian; thence West
38 along the South line of said Section 21 to the Southwest corner of said Section 21; thence North
39 along the West line of said Section 21 to the center of the section line between said Section 21 and
40 Section 20, Township 12 South, Range 11 West, Willamette Meridian; thence West along the center

PAGE 3 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

Office of Lincoln County Legal Counsel
225 West Olive Street, Room 110
Newport, Oregon 97365
(541) 265-4108

1 section line of said Section 20 to the center of the section line between said Section 20 and Section
2 19, Township 12 South, Range 11 West, Willamette Meridian; thence North along said section line
3 to its intersection with Beaver Creek; thence Westerly and Northerly along Beaver Creek to the
4 Pacific Ocean; thence South along the Pacific Ocean to Big Creek; thence East along Big Creek to
5 the point of beginning.

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

9 /

10 **7.825 Unauthorized Ambulance Service Prohibited**

11 No person shall provide ambulance service in Lincoln County unless:

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

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

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

20 (4) The activity is allowed under LCC 7.815 or 7.830. [1988 o.265 §1; 1991 o.297 §1;
21 1999 o.387 §4; 2000 o.406 § 4]

22 **7.827 Assignment of Ambulance Service Areas**

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

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

28 (3)(a) On or before January 31 of the year in which an ambulance service area
29 assignment is set to expire, the *[director]* **County Emergency Manager** shall mail by **certified**
30 **mail and email requesting confirmation of receipt** a written notice to each currently assigned
31 ambulance service provider for each Lincoln County ambulance service area set to expire that
32 year. The notice shall remind the provider of the expiration of the ambulance service area term,
33 and also inform the provider of the deadline for submitting an application for assignment of the
34 ambulance service area.

35 (b) The *[director]* **County Emergency Manager** shall also mail notice of the expiring
36 ambulance service area assignment, and deadline for submitting applications for new
37 assignment, to any person requesting such notice. The *[director]* **County Emergency Manager**
38 may also mail such notice to any person who the *[director]* **County Emergency Manager or**
39

PAGE 4 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in *[italic and bracketed]* is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 **Board of Commissioners** believes might desire to make application for assignment of a Lincoln
2 County ambulance service area.

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

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

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

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

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

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

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

24 *[(f)]* (d) Such additional information deemed necessary by the *[director]* ASA Advisory
25 Committee, or the Board of Commissioners.

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

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

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

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

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

36 (6)(a) If more than one application for assignment of an ambulance service area has been
37 submitted in accordance with this section, the Lincoln County Board of Commissioners may
38 appoint an ASA Advisory Committee consisting of not less than three and not more than nine
39 members, for the purpose of reviewing competing applications for assignment of ambulance
40 service areas. The *[director]* **County Emergency Manager** and a representative from County

PAGE 5 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in *[italic and bracketed]* is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 Counsel's office shall serve as staff to the committee. To the extent practicable, the Board of
2 Commissioners shall appoint committee members who have experience, or who are familiar,
3 with the provision of emergency medical services. However, no member of the ASA Advisory
4 Committee shall be a current or former employee, agent, physician advisor, or family member of
5 a current or former employee, agent, or physician advisor of any entity that holds an assignment
6 of a Lincoln County ambulance service area or that will be applying for assignment of a Lincoln
7 County ambulance service area.

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

25 (A) Whether the application contains all elements required by subsection (5) of this
26 section.

27 (B) Whether the application meets the requirements of state law and state regulation
28 relating to the provision of ambulance service.

29 (C) The past experience of the applicant in providing emergency medical services.

30 (D) The past quality of emergency service provided by the applicant.

31 (E) The proposed quality of service to be provided by the applicant.

32 (F) The rates proposed to initially be charged for services by the applicant.

33 (G) Any other criteria which the committee considers important in making its
34 recommendation to the Board.

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

PAGE 6 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in [*italic and bracketed*] is
existing ordinance to be omitted. New sections are in **boldfaced** type.

1 In making a decision on assignment of one or more ambulance service areas, the Board may
2 consider:

3 (a) Any recommendation of the ASA Advisory Committee, and the reasons given for that
4 recommendation, if any.

5 (b) Whether the application contains all elements required by subsection (5) of this
6 section.

7 (c) Whether the application meets the requirements of state law and state regulation
8 relating to the provision of ambulance service.

9 (d) The past experience of the applicant.

10 (e) The past quality of service provided by the applicant.

11 (f) The proposed quality of service to be provided by the applicant.

12 (g) The rates proposed to initially be charged for services by the applicant.

13 (h) Any other criteria which the Board considers important in making its decision. 2000
14 o.406 § 6; 2001 o.413 §2]

15
16 **7.828 Additional Requirement for Applicants for Assignment of ASA 1 or 3**

17 In addition to the requirements and provisions of LCC 7.827:

18 (1) Each applicant for assignment of ASA 1 or 3, or both ASA 1 and 3, must also apply
19 for assignment of ASA 2, and the failure to do so by an applicant shall invalidate their
20 application.

21 (2) The Board of Commissioners may assign ASA 2 to an applicant assigned ASA 1, an
22 applicant assigned ASA 3, an applicant assigned ASA 1 and 3, or another applicant.

23 (3) If an ambulance service provider assigned to provide ambulance service to ASA 2
24 rejects, abandons, or otherwise ceases to provide ambulance service to ASA 2, that cessation of
25 service shall be deemed an abandonment of all other ambulance service areas assigned to that
26 provider in Lincoln County. [2001 o.414 §2]

27
28 **7.830 Duties of Ambulance Service Provider**

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

31 (1) Shall conduct its operations in strict compliance with all applicable state and federal
32 laws and regulations, and the terms of the Lincoln County Code and the Lincoln County
33 Ambulance Service Area Plan.

34 (2) Shall not fail or refuse to respond to an emergency call for service if an ambulance is
35 available for service.

36 (3) Shall not respond to a medical emergency located outside its assigned ambulance
37 service area except:

38 (a) When a request for a specific ambulance service provider is made by the person
39 calling for the ambulance, or a representative of that person, and the call does not dictate an
40 emergency response;

PAGE 7 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in *[italic and bracketed]* is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 (b) When the ambulance service provider assigned to the ambulance service area is
2 unavailable to respond and the person is requested by the other provider or 9-1-1 dispatch to
3 respond; or

4 (c) When the response is for supplemental assistance, advanced life support assist, or
5 other mutual aid.

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

10 (5) Shall not voluntarily discontinue service to the assigned ambulance service area
11 without giving at least [120] 180 days written notice to the Board of Commissioners. [1988
12 o.265 §1; 1991 o.297 §1; 2000 o.406 §7]

13 14 **7.831 Reassignment of Ambulance Service Area**

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

22 (2) A reassignment of an ambulance service area pursuant to this section shall be for the
23 unexpired term of the discontinued assignment, unless otherwise provided by order of the Board.
24 [2000 o.406 §9]

25 26 **7.832 Suspension or Revocation of Assignment of Ambulance Service Area**

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

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

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

35 (2) In lieu of the suspension or revocation of the assignment of ambulance service area, the
36 Board may order that the violation be corrected and make the suspension or revocation contingent
37 upon compliance with the order within the period of time stated therein. Notice of the Board action
38 shall be provided to the holder of the assignment which shall specify the violation, the action
39 necessary to correct the violation, and the date by which the action must be taken. The holder of
40 such assignment shall notify the Board of the action taken. If the holder of the assignment fails to

PAGE 8 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

1 take corrective action within the time required, the Board shall notify the holder that the assignment
2 is suspended or revoked upon receipt of the notice. [1991 o.297 §1; 2000 o.406 § 10]
3

4 **7.833 Insurance and Performance Bond**

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

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

9 (2) Execute and deliver to the county a good and sufficient bond in a form and amount
10 approved by *[director]* **County Legal Counsel** as adequate to ensure the faithful performance of
11 ambulance service in each of the assigned ambulance service areas. The bond must be in a form
12 that is immediately redeemable by the county in the event the service provider vacates the
13 assigned ambulance service area for any reason without at least *[120]* **180** days advance written
14 notice to the county. In establishing bond amounts for ambulance service areas under this
15 subsection, the *[director]* **County Board of Commissioners** need not set the same bond amount
16 for each ambulance service area, but shall establish a bond amount for each ambulance service
17 area that is sufficient in the opinion of the *[director]* **Board of Commissioners** ensure the
18 provision of ambulance service in that ambulance service area in the event of vacation without
19 *[120]* **180** days advance notice. [2001 o.413 §4]
20

21 **7.835 Appeal**

22 A person receiving a notice of the assignment, denial, suspension, contingent suspension, or
23 revocation of an ambulance service area may request a hearing before the Board of Commissioners
24 by filing with the Board of Commissioners a written request for hearing within 14 days of the
25 decision, setting forth the reasons for the hearing and the issues proposed to be reviewed. The filing
26 of a hearing request shall stay the action pending the hearing and final determination by the Board
27 of Commissioners unless the Board of Commissioners makes a written finding that prompt
28 implementation of the decision is required due to an immediate hazard to the public safety. The
29 Board of Commissioners shall set a time and place for a hearing which shall be *de novo* on the
30 record or a full *de novo* hearing, as determined by the Board. Within 14 days after the conclusion of
31 the hearing, the Board shall affirm, reverse or modify its original decision. [1988 o.265 §1; 1989
32 o.278 §3; 1991 o.297 §1; 2000 o.406 §11]
33

34 **7.840 Ambulance Service Review Committee**

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

39 (2) The committee shall consist of:

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

PAGE 9 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in *[italic and bracketed]* is
existing ordinance to be omitted. New sections are in **boldfaced** type.

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

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

7 (d) Two public members.

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

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

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

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

14 (c) Make recommendations to the Board of Commissioners in accordance with LCC
15 7.832(1) for revocation or suspension of an ambulance service area assignment, when such
16 recommendation appears appropriate pursuant to LCC 7.832.

17 (d) Periodically review the Lincoln County Ambulance Service Area Plan and make
18 recommendations to the Board of Commissioners concerning proposed updates and amendments
19 to the plan. [1988 o.265 §1; 1989 o.278 §§ 3 and 4; 1991 o.297 §1; 1999 o.387 §5; 2000 o.406
20 §12]

21
22 ***[7.845 Initial Responder***

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

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

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

33 (3) *Upon the arrival of the ambulance service provider at the location of the medical emergency,*
34 *the ambulance service provider shall be in charge of, and responsible for, the continuation of*
35 *emergency medical services. The initial responder shall continue to provide emergency medical*
36 *services only at the direction of the ambulance service provider. [1988 o.265 §1; 1989 o.278 §3;*
37 *1991 o.297 §1]]*

38
39
PAGE 10 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in *[italic and bracketed]* is existing ordinance to be omitted. New sections are in **boldfaced** type.

Office of Lincoln County Legal Counsel
225 West Olive Street, Room 110
Newport, Oregon 97365
(541) 265-4108

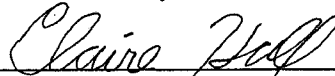
1 **[7.850] 7.845 Penalties**

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

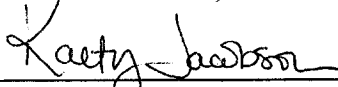
11
12 **[7.855] 7.850 Nuisance**

13 In addition to penalties provided by LCC 7.850, violation of any of the provisions is
14 declared to be a nuisance and may be regarded as such in all actions, suits, and proceedings unless
15 the provisions are declared invalid by a court of competent jurisdiction. Pursuant to ORS
16 823.180(5), these provisions shall be enforceable by the Health Division of the State of Oregon,
17 Department of Human Resources, in a proceeding in Circuit Court for equitable relief. [1988 o.265
18 §1; 1989 o.278 §3; 1991 o.297 §1; 1999 o.387 §6]

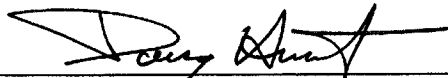
Dated this 30th day of March, 2022.



Claire Hall, Chair



Kaety Jacobson, Commissioner



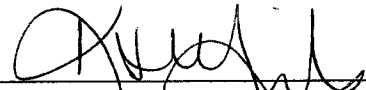
Doug Hunt, Commissioner

ATTESTED TO:



Asia Richardson, Recorder

APPROVED AS TO FORM:



Kristin Yuille
County Counsel

PAGE 11 - ORDINANCE # 525

Note: Matter in **boldfaced** type in an amended section is new; matter in [*italic and bracketed*] is existing ordinance to be omitted. New sections are in **boldfaced** type.

Office of Lincoln County Legal Counsel
225 West Olive Street, Room 110
Newport, Oregon 97365
(541) 265-4108