

**ORDINANCE NO. 20230309-002**

**AN ORDINANCE AMENDING CITY CODE CHAPTER 10-2 (*EMERGENCY MEDICAL SERVICES*) TO REMOVE AUSTIN-TRAVIS COUNTY EMS ADVISORY BOARD AND ADD REFERENCES TO THE DEPARTMENT AND TO REPEAL AN OBSOLETE SECTION.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:**

**PART 1.** Subsection (C) of City Code Section 10-2-25 (*Purpose, Fees and Enforcement*) is amended as follows:

- (C) The chief shall enforce the provisions of this chapter and any other applicable rules or regulations. The chief shall set standards for franchise holders concerning personnel, equipment, performance, and transport protocols. ~~[These standards will be reviewed on an annual basis by the Austin-Travis County EMS Advisory Board.]~~

**PART 2.** Subsection (E) of City Code Section 10-2-40 (*Transfer Operation*) is amended as follows:

- (E) Unless otherwise specified in a transport protocol approved by the ~~[director]~~ chief, if during a transfer within the franchise service area, the patient's condition worsens or the patient suffers an acute condition, the provider will immediately transport the patient to the closest emergency room for treatment or may contact EMS Communications Center to coordinate a rendezvous point for assistance. The transfer provider will provide the ~~[director]~~ chief in writing with the specifics of the transport not later than 72 hours after the event.

**PART 3.** Subsection (D) of City Code Section 10-2-61 (*Application and Fee*) is repealed:

- ~~[(D) Between June 24, 2018 and June 30, 2019, the chief may not accept an application for a medical transfer services franchise from an applicant who is not currently providing such services in the city.]~~

**PART 4.** Subsection (A) of City Code Section 10-2-62 (*Review of Application; Public Hearing*) is amended as follows:

- (A) The chief shall forward each application for a medical transfer services franchise to the city manager for review and recommendation to the council

[and to the Austin-Travis County EMS Advisory Board]. Upon receipt from the city manager of the city manager's recommendation, [~~the Austin-Travis County EMS Advisory Board~~] the department shall review the application for a transfer service franchise and make a recommendation to the council. The [~~Austin-Travis County EMS Advisory Board~~] department must make its recommendation to council regarding whether to grant or deny a franchise not later than the 90<sup>th</sup> day after receiving a recommendation from the city manager.

**PART 5.** City Code Section 10-2-65 (*Fee*) is amended as follows:

**§ 10-2-65 FEE.**

The City shall require, through the department, payment by a franchise holder for the actual cost which the City incurs in the administration of the franchise, including staff costs for inspection, periodic reports to [~~the Austin-Travis County EMS Advisory Board,~~] the council for review of records, and audits, if necessary. Under no circumstances will payments by a franchise holder to the City for administration of the franchise exceed \$10,000 in any one year.

**PART 6.** City Code Section 10-2-66 (*Term*) is amended as follows:

**§ 10-2-66 TERM.**

The initial length of a medical transfer service franchise agreement may, at the discretion of the council, extend for up to five years. However, the transfer service franchise holder will be subject to review and analysis on an annual basis with results being presented to [~~the Austin-Travis County EMS Advisory Board and~~] the council. A franchise may be extended or renewed at the discretion of the council under such terms and conditions as may be necessary or desirable.

**PART 7.** City Code Section 10-2-68 (*Revocation*) is amended as follows:

**§ 10-2-68 REVOCATION.**

A violation of any provision or standard of this chapter or of the City Charter or the franchise agreement or state or federal law by a franchise holder shall be grounds for revocation by the council after recommendation by the city manager and the [~~Austin-Travis County EMS Advisory Board~~] department.

**PART 8.** Subsection (B) of City Code Section 10-2-80 (*General Standards and Requirements*) is amended as follows:


- (B) The standards and requirements for a medical transfer services franchise shall be periodically reviewed and updated. The department will make recommendations [~~Recommendations~~] on standards and requirements [~~made by the Austin-Travis County EMS Advisory Board shall be~~] and forward[ed] these recommendations to the council for final action. Upon council approval, each franchise holder shall comply with any new standards and requirements.

**PART 9.** This ordinance takes effect on March 20, 2023.

**PASSED AND APPROVED**

\_\_\_\_\_, March 9, 2023

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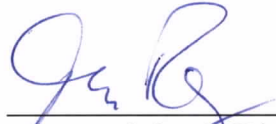
Kirk Watson  
Mayor

**APPROVED:**



Anne L. Morgan  
City Attorney

**ATTEST:**



Myrna Rios  
City Clerk