

ORDINANCE 2016 - 26

AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF SEARCY, ARKANSAS; AMENDING CHAPTER 5 OF THE SEARCY CODE OF ORDINANCES CONCERNING AMBULANCE SERVICES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES

The City Council of the City of Searcy, Arkansas, meeting in regular session, makes the following findings of fact and enacts the following provisions:

WHEREAS, the Searcy City Council recognizes importance of emergency paramedic and ambulance services in the City of Searcy; and

WHEREAS, the Searcy City Council recognizes that franchisees under Chapter 5 of the Code of Ordinances may be required to provide non-emergency medical transportation within the City of Searcy; and

WHEREAS, the Searcy City Council finds that revisions should be undertaken to the portions of the Searcy Code of Ordinances that involve the provision of these services.

NOW, THEREFORE, the Searcy City Council adopts the following amendment to the Code of Ordinances:

Section 1. The Code of Ordinances of the City of Searcy, Arkansas, Section 5-4 is amended and restated in the following manner:

**“Sec. 5-4. Franchise Required.**

- A. No person shall engage in the ambulance business within the City of Searcy, State of Arkansas, without first obtaining a franchise therefor from the City Council as hereinafter provided.
- B. It shall be unlawful for any person to operate an ambulance service in the City of Searcy, Arkansas, unless such service shall be certified as “PARAMEDIC” or higher, according to rules and regulations promulgated by the Arkansas Department of Health, Section of EMS; provided, however, that in the event that any franchise holder is retained or contacted to provide non-emergency medical transportation, this transportation may be conducted by an “ADVANCED EMT” unit, or “BASIC LIFE SUPPORT” unit, as defined by the Arkansas Department of Health, Division of EMS.
- C. A tiered response system, allowing dispatch of the proper level of service for a particular call, may be used in accordance with Rules and Regulations promulgated by the Arkansas Department of Health, Section of EMS.

D. A franchise to operate an ambulance business shall be issued for a period not to exceed five (5) years.

E. Upon expiration or revocation of any franchise granted hereunder, a renewal thereof shall require conformance with all requirements of this chapter as upon original licensing.”

Section 2. The provisions of this ordinance are separable and, upon any finding that any provision of this ordinance is unenforceable, the remaining provisions shall be enforceable according to their terms.

Section 3. All ordinances, resolution or other acts of the City in conflict with the terms hereof are repealed to the extent of any such conflict.

Section 4. Emergency Clause. In light of the need to provide ambulance services to the residents of the City of Searcy, an emergency is hereby declared and in order to provide for the continued peace, health, safety and welfare of the residents of the City of Searcy, the provisions of this Ordinance shall be in full force and effect from and after the adoption of this ordinance and emergency clause.

Adopted this 13<sup>th</sup> day of September, 2016.

The City of Searcy, Arkansas

By:

/s/ David Morris

Mayor

Attest:

/s/ Jerry Morris

Searcy City Clerk-Treasurer