

**ST. CHARLES COUNTY AMBULANCE DISTRICT
ORDINANCE 15-2**

AN ORDINANCE OF THE ST. CHARLES COUNTY AMBULANCE DISTRICT (“DISTRICT”) OF ST. CHARLES COUNTY, MISSOURI, TO ENSURE THE PUBLIC HEALTH AND WELFARE OF THE RESIDENTS OF ST. CHARLES COUNTY BY ESTABLISHING THE REQUIREMENTS AND STANDARDS FOR ENTRY INTO A MEMORANDUM OF UNDERSTANDING WITH EACH ADVANCED LIFE SUPPORT EMERGENCY MEDICAL RESPONSE AGENCY WITHIN THE AREA SERVED BY ST. CHARLES COUNTY AMBULANCE DISTRICT.

WHEREAS, the District is a validly created political subdivision pursuant to RSMo § 190.010;

WHEREAS, RSMo §190.060.1(7) provides the District with the power to “adopt such reasonable regulations and Ordinances as may be necessary to render the highest quality of emergency medical care”;

WHEREAS, RSMo § 190.105.1 prohibits any person from engaging “in the business or service of the transportation of patients by ambulance . . . unless such person holds a currently valid license” from the State of Missouri;

WHEREAS, RSMo § 190.109.6 authorizes the Department to create rules relating to Memoranda of Understanding between the District and emergency medical response agencies that provide ALS;

WHEREAS, 19 CSR 30-40.333 pursuant to RSMo § 190.133.2 (4) provides “each emergency medical response agency shall have a Memorandum of Understanding with each ambulance service”;

WHEREAS, RSMo § 190.105.5 provides that the Comprehensive Emergency Medical Systems Act (“Act”) authorizes the District to enact Ordinances not in conflict with the Act; and

WHEREAS, the District intends to outline a procedure by which it shall approve each Memorandum of Understanding complying with the requirements of 19 CSR 30-40.333.

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF ST. CHARLES COUNTY AMBULANCE DISTRICT, ST. CHARLES COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Definitions

- A. Advanced Life Support (ALS): an advanced level of care as provided to the adult and pediatric patient as defined in rules adopted by the Missouri Department of Health and Senior Services pursuant to Chapter 190, RSMo;
- B. Board: the Board of Directors of the St. Charles County Ambulance District, St. Charles County, Missouri; and
- C. Call Review: District Medical Director, EMRA Medical Director, CEO or his designee and/or an EMRA medical officer at the District’s request and direction, meet with

those involved in a particular call or patient related incident. The purpose of such meetings may include, but is not limited to: a review of calls that are non-compliant with protocols, calls involving special patient types, or calls where concerns were raised by on scene personnel or those to whom they report .

- D. CEO: the Chief Executive Officer of the St. Charles County Ambulance District, St. Charles County, Missouri;
- E. County: St. Charles County, Missouri;
- F. Department: Department of Health and Senior Services, State of Missouri;
- G. District: St. Charles County Ambulance District;
- H. Emergency: the sudden and, at the time, unexpected onset of a health condition that manifests itself by symptoms of sufficient severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that the absence of immediate medical care could result in:
 - a. Placing the person's health, or with respect to a pregnant woman, the health of the woman or her unborn child, in significant jeopardy;
 - b. Serious impairment to a bodily function;
 - c. Serious dysfunction of any bodily organ or part; or
 - d. Inadequately controlled pain;
- I. Emergency Medical Response Agency (EMRA): any person that regularly provides a level of care that includes first response, basic life support, or advanced life support, exclusive of patient transportation as defined in Chapter 190, RSMo;
- J. Emergency Medical Technician-Paramedic (EMT-P): a person who has successfully completed a course of instruction in advanced life support care and is licensed by the Department in accordance with standards prescribed by Chapter 190, RSMo and rules adopted by the Department pursuant to Chapter 190, RSMo;
- K. Emergency Medical Services: any health care services provided to evaluate and treat medical conditions of recent onset or severity that would lead a prudent layperson, possessing an average knowledge of health and medicine, to believe that urgent and unscheduled medical care is required;
- L. Executive Assistant: the custodian of records for the St. Charles County Ambulance District;
- M. Medical Control: supervision provided by or under the direction of a physician, licensed pursuant to Chapter 334, RSMo, to a provider by written or verbal communications;
- N. Medical Control Plan: Describes the process by which responsibility for patient treatment and transport is transferred from the EMRA to District personnel;
- O. Medical Director: a physician licensed pursuant to Chapter 334, RSMo, designated by the ambulance service or EMRA and who meets criteria specified by the department by rules pursuant to Chapter 190, RSMo;
- P. Memoranda or Memorandum of Understanding (MoU): an agreement between an EMRA or dispatch agency and an ambulance service or services within whose territory the agency operates, in order to coordinate emergency medical services;
- Q. Protocol: a predetermined, written medical care guideline, which may include standing orders, approved by the District Medical Director as the normal standard of pre-hospital care for a given clinical condition; and
- R. Quality Improvement Program: a program which includes a review of the following:
 - (i) response times, (ii) incomplete run documentation, (iii) compliance with adult

and pediatric triage and treatment protocols, (iv) skill performance and any other activities which may be deemed necessary by the Medical Director.

Section 2. Authority & Duties of the CEO

- A. Authority to promulgate regulations.
 - a. The CEO shall have the authority to promulgate and/or update regulations he or she deems necessary to implement the policy and intent of this Ordinance (hereinafter the “Regulations”). The Regulations shall be approved by the Board and filed with the Executive Assistant.
 - b. The CEO shall have the authority to process all MoUs with ALS EMRAs.
 - c. The CEO or his designee shall have the authority to carry out any inspections of the premises, vehicles, equipment and personnel of ALS EMRAs necessary to ensure compliance with this Ordinance, any other Ordinance(s) of the District applicable to ALS EMRAs, and perform any other inspections that may be required by the District.
- B. Duties of the CEO:
 - a. Review each MoU for conformance with this Ordinance, all Regulations promulgated pursuant hereto, and any other Ordinance(s) of the District applicable to ALS EMRAs.

Section 3. Memorandum of Understanding Processing Procedures

- A. Upon receipt of a request for a MoU to provide ALS, the CEO shall review all documentation of the EMRA and its proposed operations.
- B. Within 60 days after receipt of a request for a MoU, the CEO shall issue to the Board a recommendation as to whether the criteria set forth in Sections 4 and 5 of this Ordinance have been satisfied.
- C. Upon receipt of the recommendation, the Board shall determine whether to accept or reject the CEO’s recommendation and replace the findings with its own. A majority vote of the Board is necessary to accept or reject the CEO’s recommendation.
- D. If a majority of the Board votes to accept the CEO’s recommendation, the Board shall issue a resolution and send a copy of said resolution to the Bureau of Emergency Medical Services at the Missouri Department of Health and Senior Services.
- E. If the Board votes to reject the MoU, the Board shall direct the CEO to provide the EMRA with (i) a written explanation of the reason it did not accept the EMRA’s request for a MoU and/or (ii) a proposed revised MoU for execution by the EMRA.

Section 4. Medical Direction, Protocols, Medical Control Plan and Quality Improvement Requirements for a MoU with any EMRA seeking to provide ALS

Each MoU proposed by an ALS EMRA shall contain provisions, satisfactory to the District, that both require and allow for the District to verify the following:

- A. ALS EMRA staff a Medical Director who will be actively involved in the oversight of the patient care provided by the EMRA and who commits an appropriate amount of time to such oversight.

- B. ALS EMRA shall require medical protocols in compliance with the then current Missouri Bureau of Emergency Medical Service standards.
- C. ALS EMRA shall maintain a Quality Improvement Program pursuant to 19 CSR 30-40.333(8).
- D. ALS EMRA shall submit quarterly reports to District collected by the ALS EMRA regarding those data elements consistent with 19 CSR 30-40.375(2) for review by the CEO or his designee and the District's Medical Director.
- E. ALS EMRA participation in Call Reviews with the CEO or his designee and the District's Medical Director from time to time as deemed necessary by the District Medical Director or administration.
- F. ALS EMRA shall require a Medical Control Plan that upon arrival of District personnel on-scene of an emergency, immediately as patient safety allows, EMRA personnel shall promptly provide a patient report and transfer responsibility for patient treatment and transport to District personnel.
- G. ALS EMRA shall not less than annually, but as often as this Ordinance or any adopted Regulation requires, update its Protocols, including its Medical Control Plan. At the time of an EMRA's request for a MoU and upon each annual update, each licensed ALS EMRA shall provide a current copy of its Protocols to the District subject to review and suggestions by the CEO or his designee and the District's Medical Director.

Section 5. Continuing Education Certification Requirements for a MoU with any EMRA seeking to provide ALS

- A. Each licensed ALS provider working for an ALS EMRA shall maintain any and all licenses and/or certifications mandated by the Department.
- B. In addition to any and all certification and/or license requirements mandated by the Department, each licensed ALS provider working for an ALS EMRA shall obtain and maintain the following licenses and/or certifications:
 - a. American Heart Association Advanced Cardiac Life Support (ACLS) Provider certification;
 - b. Pre-Hospital Trauma Life Support (PHTLS) or International Trauma Life Support (ITLS) Provider certification;
 - c. American Heart Association Pediatric Advanced Life Support (PALS) Provider certification (to be obtained within one year from the date of ALS EMRA employment).
- C. Documentation of the above current certifications for each employee shall be provided to the District annually by the licensed ALS EMRA.

Section 6. Medical Supplies and Equipment

The District will provide a list of pre-approved medical supplies and equipment to each licensed ALS EMRA requesting a MoU for the EMRA's review.

Prior to acceptance of a MoU, each EMRA shall submit a list of all medical supplies and equipment for review and approval by the District's Medical Director. In addition, such list shall specify the specific medical supplies and equipment which are not on the pre-approved list given to the ALS EMRA.

If any medical supplies or equipment are not approved by the District's Medical Director, (i) the District's Medical Director shall provide the EMRA with a list of the unapproved medical supplies and equipment, (ii) the District's Medical Director shall provide the EMRA with a list of approved medical supplies and equipment, and (iii) the EMRA shall resubmit the list of medical supplies and equipment for approval.

Each EMRA shall submit such current list annually no later than the date of licensure.

Section 7. Effect of Failing to Comply with Ordinance

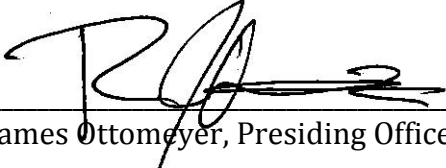
Failure to comply with the provisions of this Ordinance shall result in (i) the rejection of, any written proposal for, a MoU between any EMRA and the District or (ii) rendering invalid and unenforceable, any existing MoU pursuant to this Ordinance. Accordingly, Section 8 of St. Charles County Ambulance District Ordinance 08-01 entitled "Violations and Penalties" and RSMo Section 190.180.1 shall be fully applicable thereto.

Section 8. Effective Date

This Ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect until amended or repealed by the Board of Directors.

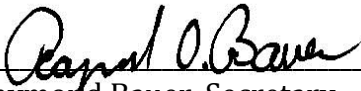
Section 9. Severability Clause

If any portion of this Ordinance shall be deemed invalid by a court of law with competent jurisdiction, the remaining portions of this Ordinance not so declared as invalid shall remain in full force and effect.

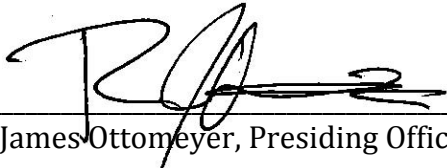


R. James Ottomeyer, Presiding Officer

Attest:



Raymond Bauer, Secretary



R. James Ottomeyer, Presiding Officer

Attest:



Raymond Bauer, Secretary