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Patricia A Crowson
Teller County



BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO

RESOLUTION NO. 07-22-2010 (31)

A RESOLUTION TO ESTABLISH AND REGULATE EMERGENCY MEDICAL SERVICES IN
TELLER COUNTY, COLORADO

WHEREAS, Article 3.5 of Title 25, C.R.S., the Emergency Medical and Trauma Services Act ("Act") as amended, authorizes the Boards of County Commissioners of the several counties to adopt, by resolution, rules and regulations governing the licensure of ambulance services; and

WHEREAS, the Board of County Commissioners hereby finds, determines and declares that adoption of this Resolution is necessary for the preservation and protection of the public health, safety and welfare of the inhabitants of Teller County, Colorado,

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Teller County, State of Colorado, that Resolution No. 9/30/96(70) is hereby repealed effective July 22, 2010.

AND BE IT FURTHER RESOLVED that the attached Regulations Concerning Ambulance Services are hereby adopted to be effective July 22, 2010, and to govern ambulance services operating within Teller County from that date forward.

Adopted at the regular meeting of the Board of County Commissioners of Teller County, Colorado, this 22nd day of JULY, 2010.

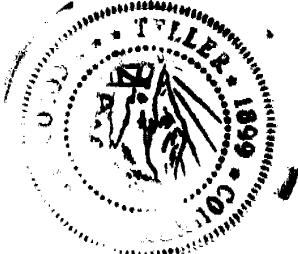
THE BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO

By


Chairman

ATTEST:


County Clerk





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TELLER COUNTY, STATE OF COLORADO

REGULATIONS CONCERNING AMBULANCE SERVICE

ARTICLE I. AUTHORITY, PURPOSE AND INTENT

These Regulations are adopted pursuant to the authority granted the Board of County Commissioners here after referred to as the Board, under the Colorado Emergency Medical Services Act, Section 25-3.5-101, et seq., C.R.S.

The purpose of these Regulations is to set forth the requirements for the inspection, licensure and operation of ambulance services, ambulance personnel and ambulance vehicles operating in the County pursuant to the Colorado Emergency Medical Services Act; establish the structure and authority for regulatory oversight; and provide for the development and implementation of high-quality ambulance services for the County.

The Board reserves the right to amend these Regulations, and any other individual conditions of licensing as applied to any particular license, as needed in keeping with its legislative function and in order to implement the policy of the State of Colorado that the regulation and control of ambulance licenses is in the exclusive purview of the Boards of County Commissioners. The Board may grant a variance from the terms of these Regulations if the Board finds such action is necessary to protect the public health, safety, or welfare.

Nothing in these Regulations shall be construed to create a cause of action or civil liability remedy in any person. These Regulations shall not be construed to create a duty to any third party where no such duty otherwise existed. It is the express intention of the Board that any third party receiving services or benefits under these Regulations shall be deemed to be an incidental beneficiary only.

If any of the provisions of these Regulations are determined to be invalid, such determination shall not affect the remaining provisions of these Regulations.

ARTICLE II: DEFINITIONS

As used in these Regulations, unless the context otherwise requires:

- A. **"Advanced Life Support (ALS) Ambulance"** means a type of permit issued to an ambulance equipped to provide advanced life support services and staffed by at least one Emergency Vehicle Operator and one EMT-Intermediate, or higher certified or licensed personnel.
- B. **"Advanced Life Support (ALS)" Ambulance Service"** means a type of license issued to an ambulance service that is able to provide those emergency medical procedures of an invasive nature, under the scope of practice authorized by the Colorado Board of Medical Examiners for an EMT-Intermediate, or higher certified or licensed personnel.
- C. **"Ambulance"** means any privately or publicly owned land vehicle, especially constructed or modified and equipped, intended to be used, and maintained or operated by an ambulance service for the transportation upon the streets and highways in the County, of individuals who are sick, injured or otherwise incapacitated or helpless.



D. "Ambulance Service" means the furnishing, operating, conducting, maintaining, advertising, or otherwise engaging in or professing to be engaged in the transportation of patients by ambulance. Taken in context, it also means the person so engaged or professing to be so engaged.

E. "Ambulance Service License" means the legal document issued to an ambulance service by the County as evidence that the applicant meets the requirements for licensure to operate an ambulance service.

F. "Automatic Aid" means a written agreement between two or more emergency response agencies that provides for the automatic dispatch of contracting agencies to provide service within specific portions of the service area or under a predetermined set of circumstances.

G. "Based" means an ambulance service headquartered, having a substation or office, ambulance post or other permanent location in the County, or having a primary response area that includes areas within the jurisdictional boundaries of the County.

H. "Basic Life Support (BLS) Ambulance" means a type of permit issued to an ambulance equipped to provide basic life support services and staffed by at least one Emergency Vehicle Operator and one Emergency Medical Technician-Basic.

I. "Basic Life Support (BLS) Ambulance Service" means a type of license issued to an ambulance service that is able to provide those emergency medical procedures under the scope of practice authorized by the Colorado Board of Medical Examiners for EMT-Basic personnel.

J. "Board" means the Board of County Commissioners for Teller County, State of Colorado.

K. "County" means Teller County, State of Colorado.

L. "Emergency Medical Technician-Basic (EMT-B)" means an individual who holds a valid Colorado Emergency Medical Technician-Basic (EMT-B) certificate.

M. "Emergency Medical Technician-Intermediate (EMT-I)" means an individual who holds a valid Colorado Emergency Medical Technician-Intermediate (EMT-I) certificate.

N. "Emergency Medical Technician-Paramedic (EMT-P)" means an individual who holds a valid Colorado Emergency Medical Technician-Paramedic (EMT-P) certificate.

O. "Emergency Medical Services Coordinator" means the individual designated by the Board to coordinate EMS on a County wide basis and is responsible for the preparation of the Teller County EMS Plan, administration of EMS related funding within Budget Department 2,400, inspection of ambulances as required by this resolution. The EMS Coordinator assists EMS providers with training, is the County Infection Control Officer for EMS Providers and provides other services as assigned at the direction of the Board.

P. "Emergency Vehicle Operator" means any person who holds a valid Colorado driver's license and has received special instruction in the operation of emergency vehicles as a part of the emergency medical technician curriculum or through standardized training in emergency vehicle operations offered by the ambulance service or other recognized program.

Q. "Licensee" means the person or entity that has been issued a license by the Board to provide ambulance service in the County.

R. "Mutual Aid" means a written agreement between two or more emergency response agencies that provides for the contracting agencies to provide service within the service area of each agency upon request.

S. "Patient" means any individual who is sick, injured or otherwise incapacitated or helpless.

T. "Patient Attendant" means the person responsible for providing direct patient care during ambulance transport. The Patient Attendant shall be certified in Colorado as an Emergency Medical Technician-Basic or higher, or hold a medical or nursing license authorizing the holder to practice in Colorado.

U. "Medical Director" means a licensed physician authorized to practice in Colorado who establishes protocols and standing orders for medical acts performed by all personnel of an ambulance service and who is specifically identified as being responsible to assure the competency of the performance of the acts by such personnel as described in the physician's medical continuous quality improvement program.

V. "Service Area" means the geographic area of the County where an ambulance service provides services. Boundaries for service areas may be defined by customary practice or legally established by a Special District or other political subdivision.

W. "EMS" means emergency medical services.

X. "EMS Providers" means any person who provides emergency medical services on behalf of any fire agency, ambulance service, or search and rescue organization.

ARTICLE III: REGULATIONS

A. Ambulance Service License Required: No person or agency, public or private, shall transport a patient from any point within the County in an ambulance, to any point within or outside the County unless that person or agency holds a valid license and permits issued by the County, except as provided in subsection III.C. of these Regulations.

B. Ambulance Permit: No ambulance shall be operated within the County unless a permit has been issued as hereinafter provided.

C. Exceptions to Licensing and Permits Required: The provisions of the licensing and permit paragraphs, (A) and (B) above, shall not apply to the following:

1. Vehicles used by other agencies including quick response teams and rescue units that do not routinely transport patients and are only used to transport patients for extrication from areas inaccessible to a permitted ambulance. Vehicles used in this capacity may only transport patients to the closest practical point for access to a permitted ambulance or hospital.
2. Vehicles, including licensed ambulances from another jurisdiction, used during a major catastrophe or mass casualty incident when permitted ambulances are insufficient.
3. An ambulance service that does not transport patients from points originating in Teller County, or transporting a patient originating outside the borders of Teller County.
4. Vehicles, other than ambulances used or designated for the scheduled transportation of convalescent patients, individuals with disabilities, or persons who would not be expected to require skilled treatment or care while in the vehicle.



5. Vehicles used solely for the transportation of intoxicated persons or persons incapacitated by alcohol as defined in Section 25-1-301, C.R.S., as amended, but who are not otherwise disabled or seriously injured and who would not be expected to require skilled treatment or care while in the vehicle.
6. Vehicles used for the transportation of persons injured at a mine when the personnel used on the vehicles are subject to the mandatory safety standards of the Federal Mine Safety and Health Administration, or its successor agency.
7. Ambulances operated by a department or an agency of the federal government, originating from a federal reservation for the purpose of responding to, or transporting patients under federal responsibility.
8. Ambulances duly licensed by another jurisdiction providing services in Teller County pursuant to a mutual aid, memorandum of understanding or automatic aid agreement with an ambulance service licensed in Teller County or otherwise summoned to assist by an ambulance service licensed in Teller County.
9. Short term use of temporary or loaner ambulances supplied by an ambulance manufacturer, dealer, other licensed ambulance service, or emergency vehicle repair shop for use when an ambulance with a current permit is under repair when such ambulance meets the vehicle and minimum equipment requirements of these Regulations.

D. Ambulance Crew Members Required: No patient shall be transported in an ambulance which is operating in the County unless the ambulance is staffed by a crew consisting of at least one emergency vehicle operator and one patient attendant, except under extraordinary circumstances pursuant to 25-3.5-202, C.R.S.

E. Medical Director Required: All ambulance services and other EMS providers shall have a single medical director meeting the requirements established by the Colorado Board of Medical Examiners to supervise the medical acts of all personnel pursuant to 3 CCR 713-6, Rule 500, or its successor. The Board shall designate a physician currently Board Certified in Emergency Medicine to be the Teller County EMS Medical Director for all EMS providers operating within Teller County. This medical director shall determine the EMS protocols to be followed by all EMS providers operating within Teller County. The medical director shall be notified in writing by the Board, or their authorized representative, of any violations of these Regulations by the ambulance service or alleged complaints or violations by individual medical providers operating on an ambulance service or other EMS agency. The Board shall be informed within five (5) business days, in writing, of any changes regarding the Medical Director during the term of the ambulance service license. The Medical Director shall, in writing, attest to his or her willingness to provide medical oversight and a medical continuous quality improvement plan for the Counties ambulance services and other EMS agencies.

F. Insurance: No ambulance service shall operate in the County unless it is covered by workers' compensation insurance, commercial or comprehensive general liability insurance, complying motor vehicle liability insurance, medical malpractice or professional liability insurance, and other insurance policies as may be required by law, in amounts that meet or exceed limits specified in the Workers' Compensation Act, the Governmental Immunity Act, the Motor Vehicle Financial Responsibility Act, or other applicable statutes, furnished by an insurance carrier appropriately licensed to write such policies in Colorado. Every insurance policy required shall provide for continuing liability there under to the full amount, notwithstanding any recovery thereon, that the liability of the insured shall not be affected by the insolvency or bankruptcy of the insured and that the insurance company will not be relieved from liability on account of nonpayment of premiums, failure to renew the ambulance service license, or any act or omission of the insured unless the

policy is canceled, terminated or revoked with appropriate written notification as required in these Regulations.

In addition to the coverage described above, each ambulance service shall maintain insurance coverage for each and every ambulance owned, operated or leased by the ambulance service providing coverage for injury or death of persons in accidents resulting from any cause for which the owner of the ambulance should be liable on account of any liability imposed on him by law, regardless of whether the ambulance was being operated by the owner, his agent or lessee, or any other person, and coverage as against damage to the property of another, including personal property, under like circumstances, in the following minimum amounts:

Public Liability and Bodily Injury:

Each Person	\$400,000
Each Accident	\$400,000

Property Damage:

Each Accident	\$400,000
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Professional Liability:

Each Person	\$400,000
Each Accident	\$400,000

The County shall be notified, in writing, thirty (30) days prior to any cancellation, termination, revocation or other material change in coverage.

A certificate of insurance, with the County named as certificate holder, shall indicate the vehicles covered by the policy, type of insurance, policy number(s), policy effective date and expiration date and amount of coverage. Notification of any changes in insurance, including vehicles covered under the policy, shall be made to the County in writing, and a new certificate of insurance forwarded to the Board within thirty (30) days of the changes.

Proof of insurance shall be filed with the County with the application for an ambulance service license as required in these Regulations.

Each ambulance service shall provide written notice to all personnel regarding the amount of professional liability insurance the ambulance service carries.

The Board may require reasonable additional coverage and proof of insurance at any time it deems necessary to promote the public health, safety and welfare.

The County shall not provide insurance coverage for any ambulance service unless the ambulance service is directed, administered or operated as a County-controlled operation; the Teller County Emergency Medical Services Council, or its successor; or the Plains to Peaks RETAC, or its successor.

G. Ambulance Specification:

1. Ground vehicles obtained, granted a permit and placed in use as ambulances in the County after the effective date of these Regulations shall meet or surpass the requirements specified in Federal Specification KKK-A-1822, or its successor, effective on the date of manufacture or superseding standards established by the State of Colorado effective on the date of the initial ambulance permit application.

2. Ambulances permitted by the County prior to the effective date of these Regulations may continue to be used as ambulances provided that they continue to meet minimum standards for suitability, construction and general condition as determined by the Board.
3. Each ambulance shall clearly display permanent markings on both sides and back showing the name of the ambulance service under which they are licensed.
4. Each ambulance shall be maintained at all times in a safe operating condition and in compliance with Colorado motor vehicle statutes, rules or regulations. At the time of application for permit the ambulance service shall submit to the County a certificate prepared by a qualified mechanic certifying the ambulance is in a safe operating condition. This opinion shall be based on the vehicle manufacturer's specifications, standards contained in Colorado Department of Revenue Publication 15, "Rules, Regulations and Requirements for Motor Vehicle Official Inspection Stations", effective October 1, 1974, or superseding standards as approved by the State of Colorado.

H. Ambulance Equipment: Each ambulance shall be outfitted with the following equipment:

1. Audible and visual warning devices and any special markings to designate it as an ambulance as required by statute for authorized emergency vehicles.
2. Safe tires and, in addition, approved snow tires or chains when weather conditions demand.
3. Appropriate protective occupant restraints for the vehicle operator and any other ambulance personnel.
4. Appropriate protective occupant restraints for patients, accompanying family members or other persons being transported.
5. The minimum required equipment for a Basic Life Support ambulance shall be that listed in the current edition of the State Board of Health Rules Pertaining to Emergency Medical Services, 6 CCR 1015-3, or its successor.
6. The minimum required equipment for an Advanced Life Support ambulance shall be that listed in the current edition of the State Board of Health Rules Pertaining to Emergency Medical Services, 6 CCR 1015-3, or its successor.

I. Inspections: The Board shall appoint and direct inspectors to inspect any and all ambulances owned, leased, or operated by a licensed ambulance service annually, or more often if required by the Board, to assure compliance with applicable rules and regulations. The Board may accept inspection(s) from another jurisdiction(s) as its own so long as the inspection from that jurisdiction meets or exceeds the minimum inspection requirements of the County. Inspections may be performed at any time. Any inspection shall be for the purpose of determining that each vehicle is being properly maintained and contains the equipment specified in these Regulations. Maintenance records shall be made immediately available upon the County inspector's request. Such inspections shall be in addition to other safety or motor vehicle inspections required under Colorado law.

J. General Regulations:

1. No ambulance service shall operate from locations other than those on file with the County nor shall an ambulance service abandon any location without prior notification to the Board.



2. All ambulance services shall have an ongoing medical continuous quality improvement program consistent with the requirements established by the Colorado Board of Medical Examiners pursuant to 3 CCR 713-6, Rule 500, 3.2, b, or its successor.
3. Each ambulance service licensed in the County shall complete a patient care report; including the minimum prehospital care data set described in 6 CCR 1015-3 Section 11, or its successor, for each patient assessed.
4. Each ambulance service licensed in the County shall complete and submit an agency profile to the Colorado Department of Public Health and Environment pursuant to 6 CCR 1015-3, Section 12, on an annual basis.
5. Only ambulances meeting Advanced Life Support equipment and staffing requirements at all times and for all responses may display or advertise "Advanced Life Support" or "ALS" services. Only ambulances staffed at all times and for all responses by an EMT-Paramedic may display or advertise "Paramedic" services.
6. All personnel shall be readily identifiable as to their ambulance service and level of training at the scene of a call and while treating a patient.
7. The medical director for each ambulance service shall establish destination guidelines that conform to state and regional requirements, generally accepted standards of medical care for patients transported by ambulance or as otherwise mandated by rule, regulation or statute.
8. All records of an ambulance service, except those identified as confidential by statute, shall be made open to the public and shall not be limited to financial records.
9. The Board shall be authorized to promulgate and enforce such rules and regulations as it deems necessary to provide for quality emergency medical services and insure compliance with Colorado law and any resolution adopted by the Board, which regulate the operation and licensing of ambulance services in the County.
10. All ambulance services licensed by the County are required to agree to and comply with all provisions of these Regulations, or any amendments thereto, any other conditions pertinent to the license reasonably imposed by the Board, all rules, regulations and plans developed by the Plains to Peak RETAC and adopted by the County and all applicable provisions of Federal, State and local laws, rules and regulations in order to maintain licensure. The Board may also consider medical practices that deviate significantly from accepted standards of care and business practices that pose a risk to the public health, safety and welfare as a violation of these Regulations.
11. The EMS Coordinator shall be authorized to promulgate and enforce such rules and regulations, as it deems necessary to provide for quality emergency medical services and insure compliance with Colorado law and any resolution adopted by the Board, which regulate the operation and licensing of ambulance services in the County.

ARTICLE IV- LICENSES AND PERMITS

A. Application for Ambulance Service License: An application for an ambulance service license shall be submitted to the County and shall contain the following information, supporting documents and application fees:



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1. Type of license: BLS ambulance service or ALS ambulance service. The type of license will describe the maximum level of service that could be provided at any time by the ambulance service.
2. The name, address and telephone number(s) of the owner of each ambulance.
3. The name, address and telephone number(s) of the person applying for the license, hereinafter referred to as the applicant.
4. The name, address and telephone number(s) of the person who will be in charge of the operation of the ambulance service.
5. The training and experience of the applicant and of the person who will be in charge of the ambulance service.
6. If the owner of an ambulance or the applicant is a partnership, the name and address of each partner. If the owner of an ambulance or the applicant is a corporation, the name and address of each stockholder owning ten percent (10%) or more of the outstanding stock of each such corporation and the name and address of each director of the corporation. If the owner of an ambulance or the applicant is a government, the name and address of each member of the governing board.
7. The trade or other name, if any, under which the applicant does business or proposes to do business.
8. A completed ambulance vehicle permit application for every ambulance to be used by the applicant in providing service in the County.
9. The location and description of the place or places from which it is intended to operate the ambulance service.
10. For a new application, certificates of inspection or other documentation that the physical inspection of the ambulances, equipment and location of the applicant has been completed and the ambulance(s), equipment and location(s) were found to be in compliance with the provisions of these Regulations.
11. The area to be served by the ambulance service.
12. The name, address and telephone number(s) of the ambulance service medical director.
13. Attestation by the medical director of willingness to provide medical oversight and a medical continuous quality improvement program for the ambulance service.
14. For a new license application, a service plan, similar to that required for the formation of a special district, demonstrating the need for services to be provided, pro forma income statements, balance sheets, bank records or other financial information, and consent from overlapping jurisdiction(s) having authority as may be reasonably requested by the Board sufficient to demonstrate need and the ambulance service's ability to operate and respond within the area to be served.

For a renewal license application, an income statement, balance sheet and other financial information for the last fiscal year maybe requested by the Board to demonstrate the ambulance service's financial ability to sufficiently continue operations and respond within the area to be served.
15. Certificates of insurance as required by these Regulations.



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16. A list of ambulance agencies, fire departments, special districts and other EMS providers with which the applicant has mutual aid or automatic aid agreements.
17. For a new license application, payment of a new ambulance service license fee in the amount of one thousand dollars (\$1,000.00) plus ambulance inspection fees of one hundred dollars (\$100.00) per ambulance.

For a renewal license application, payment of an ambulance service license renewal fee in the amount of one hundred dollars (\$100.00) plus ambulance inspection fees of one hundred dollars (\$100.00) per ambulance. No fee shall be required for the licensing renewal of any ambulance service or the renewal of any ambulance permit for an ambulance service operated by a municipality, special district or other political subdivision, or volunteer or not-for-profit corporation that provides ambulance services in the County.

Payment of applicable license fees shall be made in United States currency or a check payable to Teller County.

18. The following shall be available for inspection:
 - a. A list of all emergency personnel who may be called upon to respond to an emergency with the ambulance service. This list shall include the following information:
 - i. complete name, address, and date of birth.
 - ii. the current training level.
 - b. The ambulance service shall maintain documentation for all emergency personnel who may be called upon to respond to an emergency with the ambulance service demonstrating their qualifications. The documentation shall include the following information:
 - i. a copy of a current Colorado Emergency Medical Technician certificate, or a First Responder course completion certificate; Cardiopulmonary Resuscitation card issued by the American Heart Association, American Red Cross or other nationally-recognized training program; Advanced Cardiac Life Support card issued by the American Heart Association; nursing or medical license and other documentation demonstrating the ambulance personnel are qualified to provide services.
 - ii. copy of a valid Colorado driver's license.
 - c. A complete copy of the ambulance service's medical treatment protocols. A copy shall be provided to the Board upon request.

B. Issuance of a New Ambulance Service License: Upon receipt of a complete application for a license to provide ambulance services, the Board shall review the application, the applicant's record and hold a public hearing to allow input from interested parties. No license shall be granted unless the application demonstrates complete compliance with this resolution and applicable laws. Each license shall be granted by resolution of the Board and shall be valid for a period of twelve (12) months following the date of issue providing that the ambulance service personnel, vehicle(s), equipment, and location comply with the requirements of these Regulations.

C. Ambulance Service License Renewal: It shall be the responsibility of the licensed ambulance service to file an application for renewal annually, but not less than thirty (30) days before the date the license expires. Renewal notices may be sent by the Board, to all agencies who currently hold a license or permit, sixty (60)

days prior to expiration. Unless revoked by the Board, any license issued by the County may be renewed by submitting to the County a completed application for renewal containing the required information, necessary supporting documents and application fees.

D. Issuance of a Renewal Ambulance Service License: The Board shall review the application, the applicant's record and hold a public hearing to allow input from interested parties. A license renewal shall be granted by resolution of the Board and shall be valid for a period of twelve (12) months following the date of issue providing that the ambulance service personnel, vehicle(s), equipment, and location comply with the requirements of these Regulations.

E. Ambulance Vehicle Permits: An application for an ambulance permit shall be submitted to the County and shall contain the following information, supporting documents and application fees, if any:

1. Type of permit: BLS ambulance or ALS ambulance. The type of permit will describe the maximum level of service that could be provided at any time by that vehicle and appropriate staff.
2. The name, address and telephone number(s) of the owner of the ambulance.
3. The name, address and telephone number(s) of the person applying for the license, hereinafter referred to as the applicant.
4. The trade or other name, if any, under which the applicant does business or proposes to do business.
5. A description of the ambulance, including make, model, year of manufacture, vehicle identification number, Colorado license plate number for the current year, the length of time the vehicle has been in use, and the color scheme, insignia, name, monogram, and other distinguishing characteristics used to designate the vehicle.
6. Certificate of inspection or other documentation that the physical inspection of the ambulance equipment has been completed and the ambulance and equipment were found to be in compliance with the provisions of these Regulations.
7. Certificate of inspection by a qualified mechanic, an inspection by the Colorado State Patrol Motor Carrier Safety Section or other documentation attesting that the ambulance is in a safe operating condition. This opinion shall be based on the manufacturer's specifications, standards contained in Colorado Department of Revenue publication 15, "Rules, Regulations and Requirements for Motor Vehicle Official Inspection Stations," effective October 1, 1974, or superseding standards as approved by the State of Colorado.
8. For an ambulance not included in the ambulance service license application, payment of an ambulance inspection fee of one hundred dollars (\$100.00) per ambulance. Payment shall be made in United States currency or a check payable to Teller County; provided, however, that no fee shall be required for the renewal of any ambulance permit for an ambulance service operated by a municipality, special district or other political subdivision, or volunteer or not-for-profit corporation that provides ambulance services in the County. No fee shall be required for the granting of an ambulance permit for a replacement ambulance when such replacement results from the accidental loss or routine retirement of an ambulance with a current permit.

F. Issuance of Ambulance Vehicle Permits: The Board shall review the application. An ambulance vehicle permit shall be granted by resolution of the Board and shall be valid for a period of twelve (12) months following the date of issue or the remaining term of the applicant's ambulance service license providing that



the vehicle and equipment comply with the requirements of these Regulations. The Emergency Medical Services Coordinator is authorized by the Board to issue a temporary permit to Teller County licensed ambulance services to operate a new ambulance(s) providing that the vehicle(s) and equipment comply with the requirements of these Regulations and, that a formal application has been submitted for approval of the Board. Temporary permits shall not exceed sixty (60) days and shall not be renewed without prior consent of the Board.

G. Transfer of License or Permits: No license or permit issued by the Board shall be sold, assigned, or otherwise transferred.

H. Change of Ownership: Change of ownership shall require a new application license and payment of license fees. Any sale or exchange of stock in excess of twenty-five percent (25%) of the total outstanding stock of a corporation to anyone other than an existing stockholder at the time of the original issuance of license shall be deemed a change of ownership for the purpose of these Regulations. Any change of ownership of any transfer of stock ownership of ten percent (10%) or more shall be reported in writing to the Board within thirty (30) days of such change or transfer.

I. Reciprocity: The Board may issue an ambulance service license and ambulance permit(s) to an ambulance service licensed by another Colorado county upon a finding that the requirements in the county are substantially equivalent, and the ambulance service agrees to comply in full with these Regulations. An ambulance service license and ambulance permit(s) may be issued by completing the application requirements and payment of the appropriate fee, if any, as specified in these Regulations.

ARTICLE V: COMPLAINTS

A. Origination of Complaints: Alleged violation of these Regulations by a licensed ambulance service, individual medical providers on a licensed ambulance service, or of an ambulance service operating in the County without a license, may be made in writing by any party and addressed to the Board, or by the Board on its own initiative. Any individual bringing a matter of medical competency to the Board shall waive the right of patient confidentiality as a condition of complaint submission and subsequent investigation. If any legal action is filed against a licensed ambulance service in a court of the United States, the State of Colorado or any of its political subdivisions, the licensee shall notify the Board within ten (10) business days. A violation of these Regulations shall not be presumed based on the allegation. In the event that a judgment is entered against the licensee, the licensee shall file a copy of the findings of fact, conclusions of law and order of the court with the Board within ten (10) business days. If an action against an ambulance service license is undertaken by another jurisdiction, the licensee shall notify the Board within ten (10) business days. A violation of these Regulations shall not be presumed based on the action. If the action results in a suspension or revocation of the ambulance service license by another jurisdiction, the licensee shall file a copy of the record of the adverse action with the Board within ten (10) business days.

B. Validation of Complaints: The Board, or its designee, shall complete an initial review of the complaint, judgment or adverse action within five (5) business days to determine if it constitutes a violation of these Regulations and has sufficient foundation to warrant a complete investigation. Any apparent violation of these Regulations having sufficient factual basis shall be fully investigated by the Board. Allegations of violations outside the purview of the Board shall be returned to the complainant for referral to the appropriate authority or jurisdiction. The Board shall notify the complainant in writing if the allegation lacks sufficient basis to warrant investigation. The Board shall notify the licensee in writing if a judgment or adverse action filed with the Board does not constitute a violation of these Regulations.

C. Investigation of Complaints: The Board shall notify the complainant in writing that the allegation is sufficient to warrant a full investigation. Upon initiation of a full investigation, the Board shall notify the

ambulance service and the medical director for the ambulance service of the alleged violation in writing. The Board shall commence action against the ambulance service or unlicensed ambulance service if the allegation is determined to be a violation of these Regulations or, at its discretion, may provide a reasonable period of time for the licensee to cure any violation or to implement corrective measures to bring the licensee's business activities into conformance with these Regulations before commencing action to suspend or revoke a license or permit. The Board may forego further hearing or action against the license or permit upon confirmation that the licensee has cured the violation and satisfied any conditions reasonably imposed by the Board. The Board shall notify the complainant in writing if an investigation determines that the allegation fails to constitute a violation of these Regulations or that the licensee has cured the violation.

ARTICLE VI: PROCEDURES FOR REVOCATION OR SUSPENSION

- A. The Board may, on its own initiative or upon written complaint made by any party, temporarily suspend, suspend for a definite period, or revoke any license or permit issued pursuant to these Regulations upon a determination that a violation of these Regulations by a licensed ambulance service or by individual medical providers on a licensed ambulance service has occurred.
- B. **Temporary Suspension:** Without prior notice to the licensee and upon determination that a violation that poses immediate threat to the public health, safety and welfare has occurred, the Board may temporarily suspend any license or permit. Such temporary suspension shall be effective upon delivery of written notice to the licensed ambulance service by the Board. No temporary suspension shall be valid for more than thirty (30) days or until a final decision by the Board concerning suspension or revocation, whichever period is longer. Any written notice of temporary suspension shall also provide notice of the time, date, and place of a hearing before the Board to consider the suspension or revocation of the license. Except upon written consent of the licensee, the hearing shall be held not more than ten (10) business days following the effective date of the temporary suspension.
- C. **Suspension for Definite Period or Revocation of License:** Following notice to the licensee and a public hearing at which the licensee shall be afforded an opportunity to be heard, the Board may suspend or revoke any license or permit. Any suspension or revocation shall require a finding by the Board of a violation of these Regulations based upon the evidence presented at the hearing. Suspension shall be for a specific and definite period of time not to exceed any remaining current license period. The County shall bear the burden of proof of a violation justifying any suspension or revocation of a license or permit. Issuance of a temporary suspension shall not be a prerequisite to the conduct of a hearing to consider the suspension or revocation of a license or permit.
- D. **Hearings:** All suspension or revocation hearings shall be open to the public and shall be conducted in accordance with the Colorado Open Meetings Act. The Board shall be authorized to administer oaths and issue subpoenas to require the attendance of witnesses and the production of papers, books, and records necessary to the determination of any issue at any hearing.
- E. **Surrender of License or Permit:** Following receipt of a written notice of suspension or revocation, the licensee shall surrender and deliver its license and all ambulance permits to the Board within forty-eight (48) hours.
- F. **Notices:** Any notice issued pursuant to these Regulations shall be made in writing and provided to the licensee and the medical director at the address listed in the application for license. The Board shall use its best efforts to immediately notify in writing any communications center, and notify within three (3) business days any first response agencies, mutual aid agencies, local law enforcement agencies, hospitals and medical directors of any suspension or revocation. The Board may send notice to the County Emergency Medical Services Council, Regional Emergency Medical and Trauma Services Advisory Council



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Coordinator, Colorado Board of Medical Examiners, Colorado Department of Public Health and Environment or other interested parties; provided, however, that such notice shall not entitle these parties to a right to participate in any hearing concerning suspension or revocation of a license.

ARTICLE VII: TELLER COUNTY EMERGENCY MEDICAL SERVICES COUNCIL

A. Teller County Emergency Medical Services Council: The Board shall continue the Teller County Emergency Medical Services Council here after referred as the Council. The purpose of said council shall be maintaining and overseeing the standards for treatment, transportation, and training of emergency medical services personnel, communications, documentation systems, medical direction, and appropriation of monies received. The Council shall also advise the Board, at its request, in any matter pertaining to the provisions of emergency medical services for the County.

B. Teller County Emergency medical Services Council: The membership of the Council shall consist of one representative appointed by each of the following agencies that provide emergency medical services in Teller County:

1. Teller County licensed ambulance districts and services;
2. Fire protection districts and municipal fire departments that provide emergency medical services;
3. The Teller County Medical Director ;
4. Teller County Search and Rescue; and
5. Teller County Emergency Preparedness Director.

In addition to the aforementioned members, the following entities are encouraged to participate in Council activates:

6. Teller County Public Health Service;
7. Teller County Coroner's Office;
8. Teller County law enforcement agencies; and
9. Area hospitals or other licensed and approved emergency medical treatment facilities that wish to participate in Council activities.