

AN ORDINANCE AMENDING BCO SECTION 147.10 TO ALLOW THE ADMINISTRATION TO ACCEPT PAYMENT OF FEES AND CHARGES FOR EMERGENCY MEDICAL SERVICES IN AN AMOUNT LESS THAN THE FEE SCHEDULE ON A CASE-BY-CASE BASIS AND DECLARING AN EMERGENCY.

WHEREAS, BCO Chapter 147 provides for the operation of the City Fire Department, including the provision of emergency medical services; and

WHEREAS, BCO Chapter 147 authorizes the Safety Director to establish fees and charges for the delivery of various levels of emergency medical services by the Fire Department; and

WHEREAS, the Safety and Public Health Committee recommends that BCO Section 147.10 be amended to allow the Administration to accept, on a case-by-case basis, payment of such fees in an amount less than the fee schedule.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Beachwood, County of Cuyahoga and State of Ohio, that:

Section 1: Based upon the recommendation of the Safety and Public Health Committee, Council approves and hereby adopts amendments to BCO Chapter 147 as follows:

147.10 PROVISION OF EMERGENCY MEDICAL SERVICES; FEES AND CHARGES

(a) Emergency medical services shall be provided by the Fire Department on a fee basis in response to any call for such service. Every person using such services, or the guardian of such person, or any other person who is financially responsible for such person, shall be liable for the payment of fees and charges as established by this section.

(b) The Safety Director is hereby authorized to establish fees and charges for the delivery of various levels of emergency medical services by the Fire Department and shall file such fees and charges with the Finance Director and the Clerk of Council annually on the first business day of the year.

(c) All billings for fees and charges established by this section shall be made by the Finance Director and all moneys collected shall be deposited into the General Fund of the City.

(d) The Mayor may enter into an agreement on behalf of the City to engage the services of a billing and collection company which shall submit claims on behalf of the City to private insurers and/or the Federal Health Care Program of Medicare and Medicaid and shall issue bills to persons using emergency medical services for such amounts not covered by insurance only to the extent provided herein. Each person who uses emergency medical services provided by the City shall assign any insurance proceeds available to such person to the City. The City shall not issue bills to persons using emergency medical services who are residents of

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or income taxpayers employed in the City for any applicable co-payment or deductibles otherwise due to the City and shall treat income and/or property tax revenues received from such persons as satisfaction and payment of such co-payments or deductibles. The City is authorized to bill and collect from all other individuals such amounts as are not covered by insurance or Medicare or Medicaid.

(e) When emergency medical services are provided by City of Beachwood personnel to persons outside the City limits pursuant to a mutual aid agreement or understanding with another municipality, the City shall bill such person in accordance with the practices of the requesting municipality. When emergency medical services are provided within the City of Beachwood by personnel of another municipality pursuant to a mutual aid agreement or understanding, such person shall be billed in accordance with the provisions of this section.

(f) The Mayor upon the recommendation of the Fire Chief is hereby authorized, on a case-by-case basis, to accept payment of fees and charges for the delivery of various emergency medical services by the Fire Department in an amount less than the fee schedule.

Section 2: It is found and determined that all formal actions and deliberations of Council and its committee relating to the passage of this legislation that resulted in formal action were in meetings open to the public where required by Chapter 105 Codified Ordinances of the City.

Section 3: This Ordinance is declared to be an urgent measure that is immediately necessary for the public peace, health or safety or the efficient operation of the City; and for the further reason that it is required to provide the City an additional mechanism to collect its outstanding fees and charges for the delivery of various levels of emergency medical services by the Fire Department.

WHEREFORE, this Ordinance shall be in full force and effect from and after the earliest date permitted by law.

Attest: I hereby certify that this legislation was duly adopted on the 17th day of May, 2010, and presented to the Mayor for approval or rejection in accordance with Article III, Section 8 of the Charter on the 18th day of May, 2010.

Clerk

Approval: I have approved this legislation this 18th day of May, 2010 and filed it with the Clerk.

Mayor