

PUBLIC NOTICE

ST. LANDRY PARISH GOVERNMENT *PUBLIC HEARING*

THE ST. LANDRY PARISH COUNCIL HEREBY GIVES NOTICE THAT IT WILL HOLD A PUBLIC HEARING ON **WEDNESDAY, MAY 17th, 2023**, AT OLD CITY MARKET LOCATED AT 131 W. BELLEVUE STREET, OPELOUSAS, LOUISIANA.

THE HEARING IS FOR THE PURPOSE OF RECEIVING ANY AND ALL OBJECTIONS FROM THE GENERAL PUBLIC IN CONNECTION WITH THE FOLLOWING:

5:00 p.m.

ORDINANCE NO. 2023-005 (Sponsored by Councilman Timmy Lejeune)

AN ORDINANCE TO PLACE NOTIFICATION SIGNS AT THE LOCATION OF NEW SUBDIVISIONS THAT ARE BING PLANNED AND DEVELOPED TO NOTIFY THE PUBLIC OF THE NEW DEVELOPMENT

WHEREAS, St. Landry Parish Government must review and approve all new subdivisions located outside of incorporated municipalities in St. Landry Parish, as per the subdivision ordinances in Chapter 40 of the St. Landry Parish Code of Ordinances."

WHEREAS, it is in the public interest that the public have sufficient notice of the development and location of new subdivisions in St. Landry Parish.

BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT that when a new subdivision is being planned and developed in St. Landry Parish, outside of incorporated municipalities, a notification sign stating that a new subdivision is being planned and developed shall be placed by St. Landry Parish Government at the location of the new development.

5:15 p.m.

ORDINANCE NO. 2023-006 (Sponsored by Councilwoman Mildred Thierry)

THE DIVISION OF PRECINCT 8 INTO PRECINCTS 8 AND 8A AND THE DIVISION OF PRECINCT 10A INTO PRECINCTS 10A AND 10B FOR VOTER CONVENIENCE AND THE SUBSEQUENT MERGER OF QUALIFYING PRECINCTS

An ordinance amending the St. Landry Parish Code of Ordinances, relative to

amending the current Parish Precinct Ordinance to divide Precinct 8 into whole Precincts 8 and 8A and the division of Precinct 10A into whole Precincts 10A and 10B for voter convenience for the Parish of St. Landry and the subsequent merger of qualifying precincts in accordance with the guidelines put forth by the Louisiana Secretary of State, and further providing with respect thereto.

WHEREAS, the redistricting has been completed for St. Landry Parish; and

WHEREAS, Precinct 8 is a geographically large precinct that now causes voters to have to travel longer distances to the assigned polling location; and

WHEREAS, Precinct 10A is a geographically large precinct that now causes voters to have to travel longer distances to the assigned polling location; and

WHEREAS, to facilitate voter convenience, the St. Landry Parish Council desires to divide Precinct 8 into Precinct 8 and Precinct 8A in accordance with RS 18:532.1, et al; and

WHEREAS, to facilitate voter convenience, the St. Landry Parish Council desires to divide Precinct 10A into Precinct 10A and Precinct 10B in accordance with RS 18:532.1, et al; and

WHEREAS, the new descriptions of Precincts 8, 8A, 10A, and 10B are hereby described in the attached Exhibit A; and

WHEREAS, Precinct 8A then qualifies to be merged into Precinct 9; and

WHEREAS, Precinct 22A then qualifies to be merged into Precinct 10A; and

WHEREAS, Precinct 10B then qualifies to be merged into Precinct 18; and

WHEREAS, Precinct 13B qualifies to be merged into Precinct 14A; and

WHEREAS, Precinct 20A qualifies to be merged into Precinct 9A; and

WHEREAS, the subsequent mergers listed above are described in the attached Exhibit B.

THEREFORE, BE IT ORDAINED by the St. Landry Parish Council, in regular session assembled, does hereby amend the Precinct 8 description to provide for the division and description of Precinct 8 into Precinct 8 and Precinct 8A, and the division and description of Precinct 10A into Precinct 10A and Precinct 10B; and

BE IT FURTHER ORDAINED that the precincts identified above as qualifying precinct mergers and as described in Exhibit B, therefore be enacted.

All ordinances or parts thereof in conflict herewith are hereby repealed. This ordinance is to become effective upon approval by the State Legislative Office and the Louisiana Secretary of State Office and as allowed by law.

Should any provision of this ordinance, or the application thereof, be held invalid, such invalidity shall not affect the validity of the remaining portions of this ordinance.

5:30 p.m.

ORDINANCE NO. 2023-007 (Sponsored by Councilman Dexter Brown)

AN ORDINANCE TO PROVIDE FOR THE REPAIR AND MAINTENANCE OF SEWER SYSTEMS

WHEREAS, the St. Landry Parish Home Rule Charter Sections 1-02 and 1-06 establishes that, aside from the Section 1-05 management of Parish government affairs power, the Parish government has the special power to pass all ordinances necessary to promote, protect, and preserve the general welfare, safety, health, peace, and orderly conduct of the Parish.

WHEREAS, this ordinance also relies on Louisiana Constitution Article IX, Section 1 duty to protect air and water, and the healthful, scenic, historic, and esthetic quality of the environment, consistent with the health, safety, and welfare of the people, a constitutional provision which the Louisiana Supreme Court has concluded in *Save Ourselves, Inc. v. La. Env'tl. Control Comm'n*, 452 So.2d 1152, 1156-57 (La. 1984) creates a duty on all state agencies and officials, a duty which the Parish hereby fulfills in passing this ordinance.

WHEREAS, the Parish declares that it is a public purpose to protect the health of the citizens of St. Landry Parish, and the environment of St. Landry Parish, and to preserve the Parish's environmental and aesthetic character.

WHEREAS, the repair and maintenance of sewer systems is the responsibility of the owner of the property that uses the sewer system.

BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY PARISH GOVERNMENT THAT this Ordinance is enacted in Chapter 26 – NUISANCES, as ARTICLE V – REPAIR AND MAINTENANCE OF SEWER SYSTEMS:

REPAIR AND MAINTENANCE OF SEWER SYSTEMS

(a) In the event that a raw sewerage leak or sewer backup is detected as coming from property, the St. Landry Parish Government shall mail a notice to the property owner at the address listed for the property owner on the Parish Tax Assessors record of property owner addresses. The notice mailed to the property owner shall also be hand delivered or left on the door of the structure, building, office, or residence with the

sewage leak. The notice shall give the property owner five (5) days from the date on the notice to submit to the St. Landry Parish Government a plan to repair their sewer system.

(b) The plan to repair the property owner's sewer system shall include the name of the contractor who will repair the sewer system, a cost estimate from the contractor for the work to be performed, and an estimate of the time it will take for the sewer system to be repaired. The contractor must be qualified to perform the repair of the property owner's sewer system.

(c) If the property owner does not comply with this ordinance, the property owner shall pay a civil fine of \$100.00 and the electricity to the residence with the sewer leak may be terminated.

5:45 p.m.

ORDINANCE NO. 2023-009 (Sponsored by Councilman Easton Shelvin)

AN ORDINANCE TO ESTABLISH AN EMERGENCY MEDICAL SERVICE ADVISORY BOARD AND TERMS AND CONDITIONS FOR A PERMIT FOR AMBULANCE SERVICE PROVIDERS IN ST. LANDRY PARISH

WHEREAS, the St. Landry Parish Home Rule Charter Sections 1-02 and 1-06 establish that, aside from the Section 1-05 management of Parish government affairs power, the Parish government has the special power to pass all ordinances necessary to promote, protect, and preserve the general welfare, safety, health, peace, and orderly conduct of the Parish.

WHEREAS, Providers of high quality emergency and non-emergency ambulance services provided by qualified personnel with advanced life support equipment are essential to the health, safety and welfare of the citizens of St. Landry Parish.

WHEREAS, the St. Landry Parish Council declares that it is a public purpose to promote and protect the health and safety of the citizens of St. Landry Parish by regulating the emergency and non-emergency ambulance service providers in St. Landry Parish.

BE IT ORDAINED BY THE COUNCIL FOR ST. LANDRY GOVERNMENT that the following Ordinance establishing an emergency service advisory board and terms and conditions for a permit for ambulance service providers in St. Landry Parish is hereby enacted and established:

Chapter 21 – AMBULANCE SERVICE PROVIDERS

ARTICLE I. - IN GENERAL

Sec. 21-1. – Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Advanced life support (ALS) means prehospital emergency medical care provided under the direction of a licensed physician providing medical control by established medical protocols.

Advanced life support ambulance means any publicly or privately owned vehicle equipped or used for transporting the wounded, injured, sick or dead by stretcher including emergency vehicles used for that purpose, but not including funeral coaches or stretcher vans used exclusively as such. Said vehicle shall provide space for a driver, and two attendants. The vehicle must be permanently equipped, as part of its regular equipment, with the minimum essential equipment in accordance with the bureau of emergency medical services regulations.

Ambulance means any authorized emergency vehicle, equipped with warning devices, designed and operated as a part of a regular course of conduct or business to transport a sick or injured individual or which is advertised or otherwise held out to the public as such. "Ambulance" shall not mean a hearse or other funeral home vehicle utilized for the transportation of the dead. Said vehicle shall provide space for a driver, and two attendants.

Automatic Vehicle Locator (AVL) means an automated system used to track or determine the physical location of vehicles through a Global Positioning System (GPS).

Basic life support ambulance (BLS) means an ambulance equipped with a level of training that does not involve any advance medical procedures or administration of drugs. BLS units provide basic life-saving and life sustaining interventions while transporting a patient to a hospital.

Bureau of emergency medical services (BEMS) means the governing agency for the training and certification of emergency medical service (EMS) instructors and providers.

Caregiver shall mean, individually and collectively, an emergency medical technician-basic, emergency medical technician-intermediate, or emergency medical technician-paramedic.

Certified emergency medical technician-basic means an individual who has successfully completed an emergency medical technician-basic training program developed and promulgated by the United States Department of Transportation and adopted by the bureau, who is nationally registered, and who is certified by the bureau.

Certified emergency medical technician-intermediate means any individual who has successfully completed an emergency medical technician-intermediate training program developed and promulgated by the United States Department of Transportation and adopted by the bureau, who is nationally registered, and who is certified by the bureau.

Certified emergency medical technician-paramedic means any individual who

has successfully completed an emergency medical technician-paramedic training program developed and promulgated by the United States Department of Transportation and adopted by the bureau, who is nationally registered, and who is certified by the bureau.

Certified emergency medical responder means [insert definition]

Customary charge or customary rate means the uniform amount that the provider charges for a specific medical procedure or service in similar localities before the application of any type of federal or contractual write off.

Driver means any person who physically drives an ambulance.

Emergency means a medical condition of recent onset and severity, including severe pain, that would lead a prudent layperson, acting reasonably and possessing an average knowledge of health and medicine, to believe that the absence of immediate medical attention could reasonably be expected to result in: (a) placing the health of the individual, or with respect to a pregnant woman the health of the woman or her unborn child, in serious jeopardy; (b) serious impairment to bodily function; or (c) serious dysfunction of any bodily organ or part.

Emergency patient shall mean an individual who is ill, injured, or otherwise incapacitated and is at risk of needing medical care during transportation by stretcher to or from a healthcare facility.

Emergency medical service advisory board means the advisory board established pursuant to this chapter which board shall have the primary oversight over the terms and conditions of the provision of ambulance service within the Parish.

Non-emergency means all prescheduled medical care and transportation that is not emergent in nature as defined above.

Owner or operator means any person who owns, controls, or operates an ambulance for purposes of providing emergency and/or non-emergency medical care and transportation.

Parish means for purposes of this ordinance, the unincorporated areas of St. Landry Parish, Louisiana and any town, city or municipality located within the parish which has not established an ordinance for the specific providing of emergency and non-emergency medical transportation services originating within their jurisdiction. Person includes any person, firm, partnership, association, company or organization of any kind.

Prescheduled means arrangements have been made for transportation at least seventy two hours in advance of scheduled pick up time.

Provider shall mean that person, company and/or legal entity which, under contractual agreement with city-parish, provides emergency and non-emergency ambulance service within the jurisdiction of city-parish.

Sprint unit means any emergency vehicle with fully visual and audible warning signals operated by a certified ambulance service, the primary purpose of which is to respond to the scene of a medical emergency to provide emergency medical stabilization or support, or command, control, and communications, but which is not an ambulance designed or intended for the transport or a patient regardless of its designation. (Ord. No. O-053-2003, 3-19-03; Ord. No. O-014-2012, § 2, 2-28-12) Sec. 21-2. - Territorial applicability.

The provisions of this chapter apply in the unincorporated areas of St. Landry

Parish and any town, city or municipality which has not established an ordinance for the specific providing of emergency and non-emergency medical transportation services.

Sec. 21-3. - Penalties.

(a) In this chapter, the term violation of this Code means:

(1) Doing an act that is prohibited or made or declared unlawful, an offense or a misdemeanor by ordinance or by rule or regulation authorized by ordinance;

(2) Failure to perform an act that is required to be performed by ordinance or by rule or regulation authorized by ordinance; or

(3) Failure to perform an act if the failure is declared a misdemeanor or an offense or unlawful by ordinance or by rule or regulation authorized by ordinance.

(b) The imposition of a penalty does not prevent revocation or suspension of a license, permit or franchise.

(c) Continuous or repeated violations of this Code may be abated by injunctive or other relief, and the imposition of a penalty under this chapter or any other provision of law does not constitute an election of remedies and shall not prevent an award of injunctive or other relief.

(d) It shall be illegal for any person(s) and/or entity to operate and provide service with transport origination in the Parish or to provide public or private standby service within the Parish other than a permitted provider in good standing with the Parish. Any such unauthorized operation of an ambulance service shall result in a fine of not more than \$500.00, per violation, as well as the impoundment of any vehicle operating in violation thereof.

ARTICLE II. - EMERGENCY MEDICAL SERVICE ADVISORY BOARD

Sec. 21-4 - Board established.

(a) Within sixty days of the adoption of this ordinance, the St. Landry Parish Council shall designate a committee to serve as the emergency medical service advisory board and shall have a minimum of seven members.

(b) Name. The board shall be known as the emergency medical service advisory board.

Sec. 21-5. - Meetings.

The board shall meet at any time on the call of the chairman, the St. Landry Parish President, the St. Landry Parish Council or on the written request of any four members. The board will meet regularly at least semi-annually. All meetings of the board shall be opened to the public as provided by law. The board may make its own rules and regulations concerning the conduct of its meetings.

Sec. 21-6 - Organization and quorum of the board.

The board shall elect, at its first meeting, and annually thereafter, a chairman, a vice chairman and a secretary from its membership. The term of each officer shall be for one year with eligibility for reelection. Four members of the board shall constitute a quorum for all purposes.

Sec. 21-7. - Reports.

The board shall keep an accurate record of all of its meetings and shall, at least annually, give to the St. Landry Parish Council a written report of the board's activities for the prior year. The board shall provide to the clerk of the St. Landry Parish Council copies of the minutes of each of its meetings.

Sec. 21-8. - Legal representation.

The St. Landry Parish attorney or his/her designee, shall serve as the legal advisor to the board.

Sec. 21-9. - General policy.

The board shall be subject to the general policy for all boards and commissions as established by the St. Landry Parish Council. (Ord. No. O-053-2003, 3-19-03)

Sec. 21-10. - Duties and authority of board.

The board shall have the following duties and authority:

- (1) As desired, the board may review and recommend to the St. Landry Parish Council any changes in this chapter regulating ambulance services.
- (2) As desired, the board may review and recommend to the St. Landry Parish Council any changes in the standards and procedures with reference to the provision of emergency medical services.
- (3) The board will respond to any complaint concerning the quality of all emergency medical services provided under in the Parish.
- (4) The board will respond to any complaint concerning rates and charges by emergency medical service providers in the Parish and can make any recommendation concerning the same to the St. Landry Parish Council.
- (5) As desired, the board may review and recommend to the St. Landry Parish Council any recommendations which it has concerning the provision of any emergency medical service to the citizens of the Parish beyond the provision of ambulance services including, but not limited to, emergency medical service programs such as the "First responder program", programs for the deployment of automated external defibrillators and the "heart starter" CPR initiative, by way of illustration only and not by way of limitation.
- (6) As desired, the board may encourage all other political subdivisions within St. Landry Parish to adopt emergency medical services ordinances similar to this chapter in order to provide uniformity to all citizens living within St. Landry parish.
- (7) The board will hear any complaint of any citizen of the Parish with reference to the provision of emergency medical services under this chapter. The hearing of complaints by the board will be conducted under the following procedure:
 - a. All complaints must be in writing. All written complaints must be directed initially to the clerk of the St. Landry Parish Council.
 - b. The clerk of the St. Landry Parish Council will notify the chairman of the emergency medical service advisory board in writing of the receipt of any written complaint.
 - c. Upon the receipt of any written complaint by the board, the board will notify the emergency medical service provider in writing of the complaint, will furnish a copy of the written complaint to the provider and will allow 30 days for the provider to

respond in writing to the complaint.

d. The board will furnish a copy of the written response of the emergency medical service provider to the complaining party upon the receipt of the same.

e. The board will attempt to mediate and resolve the complaint, if possible. If the complaint is resolved, notice of the resolution will be sent by the board to the complaining party and to the emergency medical service provider.

(8) If the complaint is not able to be resolved by the board, the board will refer the complaint, together with the response of the provider, to the St. Landry Parish Council with any recommendation that the board deems appropriate. The action taken by the St. Landry Parish Council, if any, shall be deemed dispositive of any such complaint.

ARTICLE III. - TERMS AND CONDITIONS OF A PERMIT FOR THE PROVIDERS OF AMBULANCE SERVICES

Sec. 21-11. - Limited Permitting.

Under the provisions of Louisiana law, the St. Landry Parish Council can limit the number of Ambulance permit holders (both emergency and non-emergency) within the jurisdiction of the Parish.

At the time of enactment of this ordinance, there are three current operators of ambulance service within the Parish, namely Acadian Ambulance Service, Inc., St. Landry EMS, and Global Medical Response dba Med Express Ambulance Service.

Each of the current operators will be issued a permit so long as they are in good standing with the parish.

Hereafter, if one or more of the current permit holders, named above, discontinued operation in the Parish, for any reason whatsoever, voluntary or involuntary, then:

Each of the remaining permit holders shall be given written notice by the secretary/ clerk of the Council of the discontinuation of service by the existing permit holder; and

(2) Within sixty (60) days of such notice, each or either of the remaining permit holders shall provide a written plan to the Council on their ability, either jointly or individually, to absorb the transport capacity previously filled by the existing provider.

No additional permit(s) shall be issued to a new provider, unless:

All existing providers fail to provide a plan to fill the existing providers transport capacity; or

The Council finds that the plan(s) submitted will not provide adequate, high quality, consistent service to the citizens of the Parish and a new provider proves there exists a public need and necessity to permit an additional provider; and

Any new provider wishing to obtain a permit must meet the criteria set forth in Section 21-13.

Sec. 21-12. - Term of permit

The term of any permit shall be renewable annually if the following conditions are met:

Permit is renewed by December 31 each calendar year, upon the giving of written notice by the St. Landry Parish Council Clerk;

The permit holder is in good standing with the Parish and compliant with all terms of this ordinance; and

The permit holder has not filed for bankruptcy.

Sec. 21-13. - Conditions of permitting for a provider of ambulance services.

Any provider of ambulance services for the Parish must meet the following conditions.

(1) The provision of a physician to serve as medical director of ambulance service. The medical director or his/her designee shall be responsible for all quality of care issues, and shall provide reports to the emergency medical service advisory board regarding response to complaints made to the council, and any other quality of care issue. Those reports shall be sent to the clerk of the Parish Council.

(2) Insurance required: Prior to commencement of any operations with the Parish, the provider must file with the emergency medical service advisory board all policies of general liability insurance, automobile liability insurance, workers compensation insurance and medical malpractice insurance which policies must be issued by an insurance company qualified to do business in the state and which policies shall contain the following conditions and stipulations and shall be approved as to form and content by the St. Landry Parish attorney:

(a) The term of all such insurance policies shall be for a period of not less than one year. Proof of insurance must be provided on a yearly basis.

(b) The general liability and automobile liability insurance policies shall provide not less than limits of liability for each accident causing bodily injury (including death at any time resulting therefrom), \$1,000,000.00 for each person, \$3,000,000.00 for each accident, and \$1,000,000.00 for property damage sustained in any accident.

(c) The medical malpractice insurance policy(ies) shall provide limits of liability for each accident causing bodily injury (including death at any time resulting therefrom) of \$500,000.00 for each person and \$500,000.00 for each accident. Participation in the Patients' Compensation Fund of the state as set forth in LA R.S. 40:1231.4, et seq., shall be deemed to be medical legal liability insurance within the contemplation of this chapter.

(d) The workers' compensation insurance policy(ies) shall provide coverage for statutory benefits up to an aggregate amount for any one claim in the amount of \$1,000,000.00. In the event that provider is self-insured, it shall provide evidence of self-insurance along with proof of adequate excess insurance.

(e) Provider shall furnish St. Landry Parish with a waiver of subrogation against any and all claims for damages or liability arising from their operations within the jurisdiction of the Parish.

(3) Inspection of ambulances: Before any operations can commence under any permit with the Parish, all ambulances must have current motor vehicle inspection stickers issued by the Louisiana Department of Motor Vehicles and each ambulance must be equipped in compliance with the standards for ambulance equipment as contained, inspected and approved yearly by the Louisiana Department of Health and

Hospitals and as is set forth in LA R.S. 40:1135.2. Any ambulance owned or operated by a provider, which has a mechanical defect or lacks ambulance equipment, as required by law, must be corrected to conform to the requirements of this section.

(4) Emergency medical technicians: With reference to emergency medical technicians, the provider must agree as follows:

(a) No ambulance will transport an emergency patient with the transport originating in or from the parish unless it is capable and equipped properly to provide the appropriate level of services and staffed in accordance with State and Federal law.

(b) No person shall provide services in any capacity on an emergency medical response vehicle unless he is the holder of a certification by the department of health and hospitals; or a certification of an emergency medical responder, and emergency medical technician issued by the National Registry of Emergency Medical Technicians; or a certificate of licensure as a registered nurse; or is a physician or surgeon licensed to practice medicine by the Louisiana State Board of Medical Examiners. No person shall provide services in any capacity without holding a valid certification of cardiopulmonary resuscitation issued by the American National Red Cross or the American Heart Association.

(c) Provider shall, at all times, under penalty of revocation, certify that all persons serving on said ambulance meets the following qualifications:

(1) The caregiver is a person of at least 18 years of age.

(2) The caregiver is an emergency medical technician who meets all state certification requirements and is in good standing with the Bureau of Emergency Medical Services of Louisiana as memorialized in LA R.S. 40:1131 et seq.

(3) All employees of the provider who shall operate an ambulance within the jurisdiction of the Parish shall have been issued and be in possession of a valid driver's license for the operation of said vehicle as required by the state. Additionally, the provider shall, at all times, certify, under the penalty of permit revocation, that all drivers of its ambulances meet the following criteria:

i. The driver is a person of at least 18 years of age; and

ii. The driver is a Louisiana certified emergency medical responder, emergency medical technician-basic, certified emergency medical technician - intermediate, or certified emergency medical technician - paramedic.

(5) Standards for ambulance equipment: The provider must warrant that each ambulance will carry at all times, when the ambulance is in use, the minimum essential equipment necessary for either basic or advanced life support including, but not limited to, a space for a driver, and two attendants. Furthermore, the vehicle must be permanently equipped, as part of its regular equipment, with the minimum essential equipment and appropriate sizes for treating infants, children and adults consistent with the bureau of emergency medical services protocols.

(6) Ambulance performance standards: The provider must warrant as follows:

(a) That it shall not unreasonably refuse to respond to a request for emergency service within the jurisdiction of the Parish.

(b) The provider warrants that it shall not refuse to respond to a request for emergency service on the grounds of the patient's inability to pay for such service.

(7) Review of rates and financial information: As to the review of rates, charges and financial information, the provider must agree as follows:

The provider shall submit a schedule of its charge master rates for all services to the emergency medical service advisory board for review, at least once per year at such time and in such format as may be designated by the emergency medical service advisory board. The provider will not exceed the charges for base rate, mileage rate per run, supplies, oxygen and any other services included in the provider's schedule of charge master rates at the time service is provided. A statement of the provider's charge master rates for the initial year of the initial term is attached to the contractual agreement as Exhibit "A." The issuance of a permit to Provider is ipso facto acceptance of the charge master rates provided. The provider acknowledges that it is responsible for billing and collecting for services rendered. All fees for services rendered shall remain the property of the provider. The provider will be allowed to add and/or modify items that represent new and/or changing technology, equipment, services and pharmaceuticals and to charge reasonable fees for said new items that are added. The provider shall be entitled to an annual increase in rates in accordance with the provider's schedule of charge master rates, on January 1 of each year that a permit is in effect, which rates shall not exceed the charge master rates charged in other areas of the State of Louisiana without the need for approval by the emergency medical service advisory board or the St. Landry Parish Council provided that such rates do not exceed the greater of five percent or the Medicare Inflation factor for the year at the time of renewal of the permit. However, should such an increase in rates exceed that amount as set forth herein, the increased rates shall not go into effect without first obtaining the written approval of the emergency medical service advisory board and the St. Landry Parish Council. Approval by the St. Landry Parish Council shall be by resolution. Notice of any increase in rates shall be reported to the St. Landry Parish Council and emergency medical service advisory board at least 30 days prior to the effective date of such increase.

(8) Corporate citizenship: The provider must agree, when available, to provide ambulance stand-by at no charge for high school/college football games within the Parish. The provider must also agree, when available, to provide such other stand-by service as is requested by the Parish for similar events at a reasonable charge.

(9) Maintenance of vehicles: All ambulances shall at all times be adequately maintained, serviced and mechanically sound. The provider shall maintain maintenance records that may be inspected by the emergency medical service advisory board as requested.

(10) Vehicle locating system: Each ambulance provided must be equipped with global positioning satellite (GPS) or equivalent technology and the provider must maintain all necessary licenses, permits, etc. necessary pursuant to any state, federal, and local laws and regulations to enable the provider to operate said system. All response apparatus shall utilize Automatic Vehicle Locators (AVLs). The AVL system must interface with the St. Landry Parish E-911 Commission's CAD/GIS systems. The provider is responsible for all costs associated with the purchase and monthly operation of the AVL system. AVL data, including in-service and out-of-service vehicle locations, should be shared with the St. Landry Parish E-911 Commission's CAD/GIS systems by January 2024.

Section 21-14 - St. Landry Parish will agree as follows:

(a) Will instruct and inform all interested parties (such as but not limited to 911 director, etc.) that the only permitted providers are allowed to respond to emergency (911 and other) and non-emergency ambulance transportation originating in or from the jurisdiction of the Parish.

(b) St. Landry Parish will obey the terms and conditions of this ordinance and take all steps necessary (including criminal prosecution) to prevent any unauthorized operation of ambulance service within the jurisdiction of the Parish during the term of any permit. Unauthorized operation of an ambulance service is the situation where both the origin of the service takes place within the jurisdiction of the Parish without the operator having a permit with St. Landry parish to provide such ambulance service.

(c) St. Landry Parish will enforce this ordinance and all laws, rules, regulations and ordinances governing unauthorized ambulance operation within the jurisdiction of the Parish.

(d) St. Landry parishes will acknowledge that any unauthorized operation (by other than the permitted provider(s)) will cause financial harm to the permitted provider(s) such that any permitted provider may seek any appropriate relief against such other person/entity, including injunctive relief.

Section 21-15 – Revocation of Permit.

(a) Revocation of a permit: Each of the following acts, omissions or occurrences shall constitute an event of default entitling St. Landry parish to revoke a permit:

(1) Failure by the provider to observe and perform, in any material way, any covenant, warranty, term or provision of this ordinance including in the event of default as specified herein, which failure shall continue for a period of 60 days after notice thereof is given to the provider by St. Landry parish such failure and requesting that it be remedied;

(2) The provider shall cease doing business as a going concern;

(3) The provider's financial reports to St. Landry parish demonstrate financial instability or insolvency;

(4) The provider shall commence a voluntary case or other proceeding in bankruptcy or seek liquidation, reorganization, arrangement, readjustment of its debts or for any other relief under the federal bankruptcy laws, as now existing or as may be amended from time to time, or under any other insolvency act or law, state or federal, now or hereinafter existing, or shall take any other action indicating its consent to, approval, or acquiescence in any such case or proceeding; the provider shall apply for, or consent to or acquiesce in, the appointment of a receiver, liquidator, custodian, sequestration, or a trustee for all or a substantial part of its property; the provider shall make an assignment of a substantial portion of its assets for the benefit of its creditors; the provider shall fail, or shall admit in writing its failure to pay its debts generally as such debts become due or;

(5) There shall be filed against the provider an involuntary petition in bankruptcy or seeking liquidation, reorganization, arrangement, readjustment of its debts or any other relief under the federal bankruptcy laws, as now existing or as may be amended from time to time, or under any other insolvency act or law, state or federal, now or hereafter existing, or a receiver, liquidator, custodian, sequestration, or trustee of the provider for all or a substantial part of its property shall be appointed without the

consent or approval of provider or a warrant of attachment, execution or similar process against any substantial part of the property of the provider is issued; and the continuance of any such event or events for 30 days undismissed or undischarged or within such 30 days, the entering of an order for relief under the United States Bankruptcy Code.

Section 21-16 – Termination by the provider.

(a) The provider will be entitled to terminate any permit concerning the provision of ambulance services upon the occurrence of an event of default as hereinafter set forth:

(1) Failure by the St. Landry Parish, by its own fault, to observe or perform any covenant, warranty, term or provision of this ordinance;

Section 21-17 – Statement of purpose.

The St. Landry Parish Council, in accordance with La. R.S. 33:4791.1, does hereby find and declare the following:

(a) The provision of consistent high quality emergency and non-emergency ambulance service, and any and all aspects attendant to emergency and non-emergency operations provided by qualified personnel with advanced life support equipment, is essential to health, safety and welfare of the citizens and people within the jurisdiction of the Parish.

(b) Exclusive or limited permitting of ambulance service, for the provision of emergency medical services, to the 911 or other emergency communication dispatcher of the city-parish is essential to maintaining quick response time.

(c) It is in the best interest of the citizens within the jurisdiction of the Parish to limit the permitted providers of emergency and non-emergency ambulance service, in order to demand accountability of the provider as well as to guarantee the stability and access to ambulance service

BY ORDER OF ST. LANDRY PARISH COUNCIL
/s/ Jerry Red Jr., Chairman

Sherell Jordan, Council Clerk
St. Landry Parish Council
P.O. Drawer 100, Opelousas, LA 70570
Telephone Number: 337-942-6863

In accordance with the Americans with Disabilities Act, if you need special assistance, please contact Sherell Jordan or Karen Barlow at 337-942-6863 describing the assistance that is necessary.