

**EMERGENCY MEDICAL SERVICE RULES AND REGULATIONS  
SUMMIT COUNTY, COLORADO**

**“Attachment A” to Summit County Resolution 2019-**

**SECTION I. PURPOSE AND DELEGATION**

- 1.1 Purpose.** These Emergency Medical Service Rules and Regulations for Summit County, Colorado (the “Regulations”) are intended to prescribe the requirements for the delivery of high quality, coordinated Emergency Medical Services to all visitors and residents in Summit County in accordance with the Colorado Emergency Medical and Trauma Service Act, Title 25, Article 3.5 of the Colorado Revised Statutes. It is the intent of the Board of County Commissioners (the “Board”) of Summit County, Colorado that the Emergency Medical Services in Summit County will consist of coordinated and collaborative transportation, treatment, communication and documentation subsystems designed to prevent premature mortality and to reduce the morbidity that arises from critical injuries, exposure to poisonous substances, illnesses, and/or other causes. All Emergency Medical Services operating within Summit County shall strive to achieve the System Improvement Goals identified in the *ESCI Operational Analysis of the EMS Delivery System in Summit County dated August 2018*.
- 1.2 Delegation.** The Board designates and delegates to the Summit County Director of Emergency Management (hereinafter the “Director”), and the Director’s designees, the authority to administer these Regulations. The Director shall be authorized to administer and enforce these Regulations for the operation and licensing of Ambulance Services in Summit County as the Board deems necessary to provide for high quality Emergency Medical Services and to ensure compliance with Colorado law, rules, regulations and any resolutions adopted by the Board.

**SECTION II. DEFINITIONS**

The following definitions shall apply in the interpretation and enforcement of these Regulations:

- 2.1 “Advanced Practice”** means clinical care provided by an Ambulance Service that exceeds those allowed by Colorado Board of Medical Examiners regulations 6 CCR 713-6, Rule 500 as amended. This care may be provided by Emergency Medical Technicians, or other licensed health care practitioners, in accordance with applicable regulations. Advanced Practice services may be referred to as Specialty Care or Critical Care services.
- 2.2 “Ambulance”** means any privately or publicly owned vehicle especially constructed or modified and equipped, intended to be used and maintained or operated by an Ambulance Service for the transportation of individuals who are sick, injured, or otherwise incapacitated or helpless that must be licensed pursuant to these regulations.
- 2.2.1 “Basic Life Support Ambulance”** means an Ambulance that meets the requirements for equipment as established and amended in rules and regulations of the Colorado Department of Public Health and Environment and is staffed by at least one Emergency Medical Technician Basic (EMT-B) currently certified by the State of Colorado, and a driver that is a minimum of Emergency Medical Technician-Basic currently certified by the State of Colorado and a valid Colorado Drivers License.

**2.2.2 "Advanced Life Support Ambulance"** means an Ambulance which, in addition to meeting the basic requirements for equipment, has on board the equipment and medications required by the Medical Director's protocol, and which operates with advanced life support personnel. An ALS Transport shall include the scope of practice of a State certified EMT-Paramedic, or EMT-Intermediate.

**2.2.3 "Advanced Life Support Ambulance Personnel"** means a minimum of one state certified Emergency Medical Technician-Paramedic or Emergency Medical Technician-Intermediate and a current Colorado state certified Emergency Medical Technician-Basic. One of the above named personnel may also serve as the Emergency Vehicle Operator.

- 2.3 "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 engaged. The person so engaged and the vehicles used for the emergency transportation of persons injured at a mine are excluded from this definition when the personnel utilized in the operation of said vehicles are subject to the mandatory safety standards of the Federal Mine Safety and Health Administration, or its successor agency.
- 2.4 "Ambulance Service License"** shall mean the authorization issued by the Board to operate an Ambulance Service, publicly or privately, within Summit County.
- 2.5 "Ambulance Vehicle Permit"** shall mean the authorization issued by the Board with respect to an Ambulance used or to be used to provide Ambulance Service in Summit County. Ambulance vehicle permits shall only be issued to holders of an Ambulance Service License.
- 2.6 "Applicant"** shall mean that person who is an initial Applicant or an Applicant for renewal for an Ambulance Service License, or Ambulance Vehicle Permit.
- 2.7 "Automatic Vehicle Location (AVL)"** means the system used for determining the geographic location of a vehicle and transmitting this information to dispatchers and supervisors.
- 2.8 "Board"** shall mean the Board of County Commissioners of Summit County, Colorado.
- 2.9 "Call Jumping"** shall mean a response to a call for ambulance service by an Ambulance Services, in violation of Ambulance Service dispatch and response protocols in effect in Summit County and with knowledge that another Ambulance Service has been notified to respond to the call or is responding to the call.
- 2.10 "County"** shall mean Summit County, Colorado.
- 2.11 "Director"** shall mean the Summit County Director of Emergency Management.
- 2.12 "Emergency"** means any actual or self-perceived event which threatens life, limb, or well-being of an individual in such a manner that a need for immediate medical care is created.

- 2.13** “**E.M.S. Act**” shall mean the Emergency Medical and Trauma Services Act, C.R.S., 25-3.5-101 et seq., as amended.
- 2.14** “**Emergency Medical Services**” shall mean the services utilized in an out-of-hospital environment in response to the perceived individual needs for prevention of: loss of life, further aggravation to physiological and/or psychological injury, and/or inherent harm to an individual or group of individuals.
- 2.15** “**Emergency Medical Technician (EMT)**” means an individual who has been duly certified by the Emergency Medical Services Division of the Colorado Department of Public Health and Environment, and who is authorized to provide basic emergency medical care in accordance with the acts allowed by the Colorado State Board of Medical Examiners and the rules of the Colorado Board of Health.
- 2.15.2** “**Emergency Medical Technician-Intermediate (EMT-I)**” means an individual who has been duly certified by the Emergency Medical Services Division of the Colorado Department of Public Health and Environment, and who is authorized to provide intermediate emergency medical care in accordance with the acts allowed by the Colorado State Board of Medical Examiners and the Colorado Board of Health.
- 2.15.3** “**Emergency Medical Technician-Paramedic (Paramedic)**” means an individual who has been duly certified by the Emergency Medical Services Division of the Colorado Department of Public Health and Environment and who is authorized to provide advanced emergency medical care in accordance with the acts allowed by the Colorado State Board of Medical Examiners and the rules of the Colorado Board of Health.
- 2.15.4** “**Emergency Vehicle Operator**” means any person authorized to drive an Ambulance in this County as provided in these Regulations.
- 2.16** “**EMS Board**” is the Summit County Emergency Medical Services Board established pursuant to Resolution No. 78-224, as may be amended, to advise the Board on matters related to the provision of Emergency Medical Services within Summit County.
- 2.17** “**EMS System**” means the comprehensive, coordinated arrangement of resources and functions in Summit County, Colorado, which are organized to respond in a timely staged manner to medical emergencies regardless of their cause.
- 2.18** “**Licensee**” shall mean the recipient of an Ambulance Service License.
- 2.19** “**Medical Director**” means a Colorado licensed physician in good standing who authorizes and directs, through protocols and standing orders, the performance of students-in-training enrolled in Department-recognized EMS education programs, graduate AEMTs, EMT-Is or paramedics, or EMS providers of a prehospital EMS service agency and who is specifically identified as being responsible to assure the competency of the performance of those acts by such EMS providers as described in the physician's medical CQI program.

- 2.20 **"Patient"** means any individual who is sick, injured, or otherwise incapacitated or helpless.
- 2.21 **"Primary Care"** shall mean the response to requests for emergency medical care and/or Ambulance transportation of Patients originating within the County by an Ambulance Service licensed pursuant to these Rules and Regulations.
- 2.22 **"Registered Nurse"** abbreviated R.N., shall mean a person duly licensed under the provisions of the Professional Nurse Practice Act of the State of Colorado.

**SECTION III. REQUIREMENTS FOR LICENSURE OF AMBULANCE SERVICES AND AMBULANCE VEHICLE PERMITS**

- 3.1 **License for Ambulance Service Required.** No person, partnership, corporation or other entity shall provide or operate an Ambulance Service publicly or privately in Summit County unless that person holds a valid license to do so issued by the Board, except as provided in subsection 3.7 of this section. The fee for said license shall be \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) for a new application and \_\_\_\_\_ Dollars (\$\_\_\_\_\_.00) for renewal of an existing Ambulance License. The Ambulance License fees each include the fee for one (1) Vehicle Permit.
- 3.2 **Local Base of Operation.** An Ambulance Service License shall issue only to Ambulance Services whose primary base of operation is located in the County, whose operation includes the regular or programmed provision of Primary Care in the County or whose operation is in conjunction with an air ambulance.
- No licensed Ambulance Service shall operate from locations other than those approved by the Board nor shall such licensed service abandon any approved locations without prior approval by the Board.”
- 3.3 **Approval, Denial, Conditional Approval of Licenses.** The Board may approve, deny or conditionally approve an Ambulance Service License application. Any conditionally approved Ambulance Service license shall state all Board-approved conditions and/or limitations on the subject license in accordance with sub-section 3.13 of this section.
- 3.4 **Vehicle Permit Required for each Ambulance.** In addition to the license required by Section 3.1 for an Ambulance Service, the Board shall issue a permit for each Ambulance used by a County licensed Ambulance Service in Summit County, Colorado. Said Ambulance Vehicle Permit shall be issued upon a finding that the Applicant's vehicle and equipment comply with the requirements of these Regulations and the current E.M.S. Act. The Ambulance Vehicle Permit fee shall be Two Hundred Dollars (\$200.00) per permitted vehicle, except that the first Vehicle Permit fee for each Ambulance License is included in the Ambulance License fee amount as provided in sub-section 3.1 above.
- 3.5 **Expiration of Licenses and Permits.** The Ambulance Service License and Ambulance Vehicle Permit shall expire one year after their date of issue unless a lesser time is stated in the approval.
- 3.6 **Medical Director Required.** All Ambulance Services Licensed in Summit County shall be under the direction of one Medical Director, unless otherwise determined by the

Board. The Medical Director and the Licensee shall be notified in writing by the Director of any violation of these Regulations by any Ambulance Service or individual licensee.

**3.6.1** The Director shall be informed within fourteen (14) business days, in writing, of any changes in medical oversight or the Medical Director during the term of the Ambulance Service License.

**3.6.2.** Each Ambulance Service Licensee shall use best efforts to accomplish uniform medical direction as recommended by the *ESCI Operational Analysis of the EMS Delivery System in Summit County dated August 2018* report.

**3.7** **Advanced Life Support Ambulances.** When an Ambulance Service operates or charges as a paramedic or advanced life support Ambulance Service, the staffing must comply with the definition of Advanced Life Support Ambulance.

**3.8** **Basic Life Support Ambulance.** Any Ambulance staffed and operating as a Basic Life Support Ambulance Service shall not advertise, display or claim to be an Advanced Life Support Ambulance Service unless they are licensed as such.

**3.9** **Exclusions.** The provisions of this Section 3 shall not apply to the following:

**3.9.1** The exceptional emergency use of a privately or publicly owned vehicle, including search and rescue unit vehicles, watercraft or aircraft, not ordinarily used in the formal act of transporting Patients.

**3.9.2** A vehicle rendering services as an Ambulance in case of a major catastrophe or emergency when Ambulances with permits based in the localities of the catastrophe or emergency are insufficient to render the services required.

**3.9.3** Ambulances based outside the State of Colorado or Summit County which are not providing Primary Care, but are solely transporting a Patient through or to Summit County and which are licensed by another state or by another Colorado county.

**3.9.4** Vehicles used or designated for the scheduled transportation of convalescent Patients, handicapped individuals, or persons who would not be expected to require skilled treatment or care while in the vehicle.

**3.9.5** Vehicles used for the transportation of resort area Patients with minor injuries to a resort based clinic in accordance with rules approved and enforced by the Board which are attached hereto as Exhibit A and incorporated herein by this reference.

**3.9.6** Vehicles used solely for the transportation of intoxicated persons or persons incapacitated by alcohol as defined in current C.R.S., 25-1-302 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.

**3.9.7** Fixed or Rotor-Wing Ambulances licensed by the Colorado Department of Public Health and Environment.

**3.10 Application - Requirements.** Every Applicant for an Ambulance Service License or an Ambulance Vehicle Permit shall complete and submit to the Board an application and supporting documents for the Board's consideration. Said application shall contain the information detailed below. A business plan addressing each of these points may be submitted to satisfy these requirements:

**3.10.1** Name, address and telephone number of the owner of the Ambulance Service.

**3.10.2** Name and address and current telephone number of the person who will be in charge of the operation of the Ambulance Service.

**3.10.3** Description of the Ambulance(s), including the make, model, year of manufacture, current Colorado state license number, motor vehicle chassis number, length of time the vehicle has been in service.

**3.10.4** Location and description of the place or places from which the Ambulance Service will operate.

**3.10.5** Name, address and telephone numbers of the Medical Director to the Ambulance Service.

**3.10.6** Description of the geographic area(s) proposed to be served.

**3.10.7** Descriptions of the Patient population(s) proposed to be served.

**3.10.8** Description of the scope of services proposed to be provided by the Applicant including the primary service area for Licensee's operations and their involvement in maintaining countywide response and transport and out-of-county transport coverage.

**3.10.9** Description of the Patient fee schedule/basis proposed to be utilized during the term of the proposed Ambulance License.

**3.10.10** List of all Emergency Medical Service providers who may be called upon to respond to an emergency with the Ambulance Service shall be kept on file by the Licensee. This list shall include the following information on each person:

**3.10.10.1** complete name, address, and date of birth.

**3.10.10.2** the highest level of certification, licensure or training attained.

**3.10.10.3** a statement that current EMT-B, EMT-1 or EMT-P certificate issued by the Colorado Department of Public Health and Environment or nurse licensure are on file at a specific location and available for inspection upon request.

**3.10.10.4** proof of a valid Driver's License.

**3.10.10.5** a statement of all criminal complaints or convictions including Class I and II traffic violations within the previous twelve (12) months.

**3.10.10.6** for Emergency Medical Service providers hired after a License is granted, the aforementioned information shall be provided to the Board within thirty (30) days of hire.

**3.10.11** Proof of insurance as required, below, in Section 4.5 of these Regulations.

**3.10.12** A statement that Protocols adopted by the Ambulance Service in accordance with standards approved by the Ambulance Service's Medical Director are on file at a specific location and available for inspection upon request.

**3.10.13** A current copy of the Ambulance Service's training standards in accordance with the requirements approved by the Ambulance Service's Medical Director.

**3.10.14** If the Applicant is a governmental or quasi-governmental entity, a copy of the Applicant's service plan or other legal authority to operate an Ambulance Service.

**3.10.15** Attestation by the Medical Director of willingness to provide medical oversight and the quality management program contemplated by Part 9, Article 3.5, Title 25, C.R.S.,

**3.10.16** Operational protocols ensuring the Ambulance Service's participation in a cooperative and consistent Ambulance Service rotation for IFT's and out-of-county transports between Licensees in the existing EMS System, unless otherwise agreed to by the Board.

**3.10.17** A report on progress regarding implementation of procedures designed to achieve the System Improvement Goals identified in the *ESCI Operational Analysis of the EMS Delivery System in Summit County dated August 2018*.

**3.10.18** A copy of all proposed mutual aid agreements between Licensee and other entities.

**3.10.19** Such other information as the Director or Board may require in its consideration of the subject application.

**3.11 Ambulance Service Licenses - Approval.** The Board, in consideration of the advice of the Director and the EMS Board, may approve applications for Ambulance Service Licenses upon making a determination that (i) Applicant meets all requirements of law, (ii) approval is necessary and in the best interest of the public health, welfare and safety, (iii) Applicant meets all requirements of Section 4 and (iv) approval of the subject application would not adversely affect the then-existing EMS System. In making a determination that approval of the subject application for an Ambulance Service License would not adversely affect the then existing EMS System, the Board shall consider the following:

**3.11.1** Whether Applicant's staff, equipment and vehicles demonstrates compliance, and/or plans for compliance, with applicable provisions of these Regulations, the current E.M.S. Act and the rules pertaining to provision of Emergency Medical

Services promulgated by the Colorado Department of Public Health and Environment, all as amended, and;

**3.11.2** Probable effect of approval on the provision of quality coordinated patient care countywide, and;

**3.11.3** Probable economic impact of approval on components of the existing EMS System, and;

**3.11.4** Whether Applicant's plans for integration of services within the existing EMS System are adequate.

**3.12 Ambulance Vehicle Permit Application – Approval.** After receipt of an original application for an Ambulance Vehicle Permit, or a renewal thereof, the Director shall review the application, the Applicant's record and provide for an inspection of equipment and vehicle(s) to determine compliance with these Regulations and provide the application for review to the EMS Board. The Board in consideration of the advice of the Director and the EMS Board, may issue Ambulance Vehicle Permit(s) to the Applicant authorizing use of the subject Ambulances in conjunction with a licensed Ambulance Service if the following findings are made:

**3.12.1** Applicant's equipment and vehicles comply with the applicable provisions of the current E.M.S. Act and Colorado Department of Public Health and Environment rules pertaining to Ambulances, and;

**3.12.2** Applicant's equipment and vehicles comply with the requirements of these Regulations, and;

**3.12.3** The Applicant has complied in all respects with the requirements of these Regulations.

**3.13 Conditions.** In event that the Board is unable to make the findings provided for approval of an Ambulance License or Ambulance Vehicle Permit as provided in Sections 3.11 and/or 3.12 above, the Board may approve the subject application with required conditions specified for the purposes of ensuring the continuing ability for the EMS System to function effectively. Ambulance license conditions of approval may include, but are not limited to conditions regarding: geographic areas served, Patient populations served, (emergency vs., inter-facility transportation, etc.), primary vs. secondary response or scope of Emergency Medical Services (BLS, ALS, Advanced Practice, etc.) provided. Any conditionally approved Ambulance license or Ambulance Vehicle Permit shall state in the subject approval all Board required conditions and/or limitations.

**3.14 Fraud or Misrepresentation.** Obtaining or attempting to obtain any license or permit hereunder by fraudulent means or misrepresentation shall be grounds for denial, suspension, or revocation of such license or permit.

**3.15 Adding or Replacing Ambulances.** An Applicant may apply for additional Ambulance Vehicle Permits during the term of an existing Ambulance Service License. Applications to add Ambulances shall be submitted to the Director. The Applicant shall describe the reason(s) for the request, including whether an already permitted Ambulance is being



replaced and if so the reasons for the replacement. The Director shall determine whether the subject vehicle(s) meet the requirements of Section 3.12 and shall make a recommendation to the Board. The Board shall consider the recommendation and may issue an Ambulance Vehicle Permit after finding the requirements of Section 3.12 have been met. The Director may conditionally approve the operation of a new Ambulance for up to thirty (30) days or until such request for approval is presented to the Board for official review, which ever happens first. Ambulance Vehicle Permits issued pursuant to this Section shall expire at the end of the Applicant's then current License term.

- 3.16 Additional Inspections.** In addition to the inspection required at the time of application consideration, the Director or designee may, at any time during the term of the applicable License, also require additional inspections. Inspections of Ambulances and related equipment shall cover but not be limited to the following items: condition of the Ambulance, safety and warning systems, and minimum equipment for the relevant Ambulance. Each service shall provide evidence of an adequate ongoing vehicle safety and maintenance program.
- 3.17 Change of Ownership.** Any change of ownership shall require a new application and license, with payment of the same license fee as is required for an original application. Any sale or exchange of stock of fifty percent (50%) or more of the total outstanding stock of a corporation shall be deemed a change of ownership for purposes of these Regulations. Any change of ownership or any change of stock ownership of ten percent (10%) or more shall be reported in writing to the Director.
- 3.18 Licenses and Permits Non-Transferable.** No license or permit issued by the Board shall be sold, assigned, or otherwise transferred.
- 3.19 Annual Renewal.** All licenses and permits shall expire not more than one year after their date of issue, unless a lesser time is specified. Licenses and/or permits issued hereunder shall not be renewed until an application for renewal of the subject license or permit has been approved by the Board. All applications for renewal of licenses and permits shall be made not later than thirty (30) days prior to the date of expiration.

#### **SECTION IV. REQUIREMENTS FOR THE OPERATION OF AMBULANCES**

- 4.1 Emergency Vehicle Operator.** The Ambulance driver shall meet the requirements of 25-3.5-202, C.R.S., as amended, except in exceptional or catastrophic emergency conditions when no driver meeting these requirements is available.
- 4.2 Ambulance Crew Members - Training.** No Patient shall be transported in an Ambulance within the County unless trained personnel are available in the Patient compartment, a Colorado State certified EMT-Basic or higher level trained person.

The minimum requirements for the person providing direct emergency medical care to patients transported in the vehicle shall be a certified emergency medical technician basic as defined in Emergency Medical Rules, 6 CCR 1015-3

The minimum requirement for the driver of the vehicle will be a valid driver's license.

In the case of an exceptional or catastrophic emergency where no person possessing the qualifications required by this section is present or available to respond to a call for the emergency treatment and transportation of patients by emergency medical vehicle, any person may operate such emergency medical vehicle to transport any sick, injured or otherwise incapacitated or helpless person in order to stabilize the medical condition of such person pending the availability of personnel meeting these minimum requirements.

- 4.3 Documentation.** Each Ambulance Service shall prepare, maintain, and submit upon request, copies of uniform and standardized records concerning the transportation and treatment of Patients as required by the Director. Such records shall include all information determined to be essential by the Colorado Department of Public Health and Environment for maintenance of adequate minimum records on the Patient's medical condition and medical care provided by the Ambulance Service. All records shall be preserved by the Ambulance Service for a period of at least three (3) years.
- 4.4 Ambulance Crew Members - Criminal Record.** Ambulance Crew Members are expected to meet the highest standards of honesty, integrity and professionalism. Licensed Ambulance Services are required to report activities by their employees or volunteers that may constitute good cause for disciplinary actions against an EMT certification as described in 6 CCR 1015-3 Sections 6.2 & 6.3 to the Colorado Department of Public Health and Environment Department (CDPHE), the Director and the Medical Director immediately upon discovery.
- 4.5 High Quality Services.** Licensees shall perform high quality Ambulance Services within the County in an efficient and cost-effective manner. Licensees shall transport patients to the most appropriate licensed medical facility, as determined by their Medical Director, or his/her designee, depending on the patient's medical needs and, if appropriate, specific request, and in accordance with CDPHE rules and regulations.
- 4.6 Medic Unit Deployment.** Emergency medical services in Summit County should function as a countywide system. Regardless of geopolitical boundaries, the closest medical first-response unit (i.e., fire apparatus) and closest Ambulance should be dispatched to EMS incidents.
- 4.6.1.** All Ambulances licensed in the County shall be equipped with and utilize AVL technology to dispatch an Ambulance to the nearest incident.
- 4.7 Response Tracking.** The Board acknowledges that response time standards are difficult to specify in Summit County given the community's unique characteristics; however, each Licensee shall work cooperatively as provided herein to measure and report on the performance of the Ambulance Services, in order to achieve the purposes of these Regulations and to encourage continued performance improvement. In support of these goals, Licensees shall track and record accurately the following information:
- 4.7.1.** The total number of ambulance dispatches and number of calls by type in each calendar month, including (A) calls that are initially dispatched as emergent and downgraded to non-emergent, (B) calls that are initially dispatched as non-emergent and upgraded to emergent; and (C) out-of-county transports.

**4.7.2.** The total number of ambulance dispatches responded to pursuant to mutual and/or automatic aid, the entity(ies) receiving the mutual and/or automatic aid, and the number of mutual and/or automatic aid responses per entity in each calendar month.

**4.7.3.** The total response time for each ambulance dispatch, and for each discrete component of the Ambulance Services response, to the extent the same can be measured and recorded without impairing the continuity of response.

**4.7.4** Customer complaints and a summary of any patient satisfaction surveys conducted by the Licensee.

**4.8. Annual Report.** The Licensee shall submit a written report to the Director no later than April 15 of each calendar year, beginning on April 15, 2020. The annual report shall summarize the significant financial, administrative, and operational Ambulance Services activities during the preceding calendar year, including the information tracked and recorded pursuant to Section 4.7 above. In order to provide comparison data, for calendar years beginning in 2021, the annual report also shall include the information tracked and recorded pursuant to Section 4.7 above in all previous annual reports. The annual report shall be adopted by the Licensee's Board and posted on their website or otherwise made available to the public. The County shall be permitted to inspect public records pertaining to the Licensee's provision of Ambulance Services upon request and during the Licensee's business hours.

**4.9 Insurance.**

**4.9.1** No Licensed Ambulance Service provider shall operate in Summit County unless it is covered by workers' compensation insurance, commercial or comprehensive general liability insurance, complying motor vehicle insurance, medical malpractice or professional 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.

**4.9.2** Insurance coverage shall not be reduced below the limits described above or cancelled without Director's written approval of such reduction or cancellation. Reduction, cancellation or termination of insurance coverage, or failure to obtain insurance coverage, without the Director's written approval shall constitute a violation of these Regulations and shall automatically terminate the Ambulance Service's License and Ambulance Vehicle Permits.

**4.9.3** Proof of Insurance: Proof of insurance shall be filed with the Director, along with the application for an Ambulance Service License as required in these Regulations. Every insurance policy required shall contain provisions that: liability to the policy's full amount shall continue for the policy term notwithstanding any recovery thereon; the liability of the insured shall not be affected by the insolvency or bankruptcy of the insured, and; until a policy is revoked, the insurance company will not be relieved from liability on account of nonpayment of premiums, failure to renew license at the end of the year, or any act or omission of the named insured. At any time said insurance is required to be renewed proof of renewal shall be provided to the Director.

**4.9.4 Certificate of Insurance Requirements:** A certificate of insurance shall be filed with the Director that names the Board on the certificate holder's copy as an additional insured and indicates: the vehicles covered by the policy, type of insurance, (vehicle and professional liability, etc.); policy number(s); policy effective date; policy expiration date; amount of coverage, and; contains a provision that thirty (30) days prior written notice of any cancellation or termination or revocation of said insurance policy shall be given to the Director.

**4.9.5 Changes in the Status of Vehicles:** Any changes in the status of vehicles listed on the certificate of insurance during the applicable license or permit term, shall be noted on a new certificate of insurance and forwarded to the Director within thirty (30) days of the changes.

**4.9.6 Changes in Insurance:** Notification of any changes in insurance shall be made in writing within thirty (30) days of such changes to the Director by the licensee, to be followed with a certificate of insurance as outlined in previous paragraphs. The Director may require the Ambulance Service to provide additional proof of insurance at any time as deemed necessary.

**4.9.7 Public Entities:** If the licensee is a "public entity" within the meaning of the Colorado Governmental Immunity Act, section 24-10-101, *et seq.*, 7 CRS., as amended ("CGIA") then the licensee shall at all times maintain such liability insurance, by commercial policy or self-insurance, as is necessary to meet its liabilities under the CGIA. The licensee must maintain written proof of such insurance coverage and provide it to the Director upon request.

- 4.10 Safety Belts.** Safety belts shall be utilized by all persons in a moving Ambulance's forward compartment. Attending personnel shall utilize seat belts while in a moving Ambulance when feasible. Safety belts or other safety restraining devices shall be available for and utilized when feasible by Patients being transported
- 4.11 Transport - Medical Facility.** All Ambulances shall deliver Patients to the most appropriate licensed medical facility, as determined by the Medical Director or his designee, dependent on the Patient's medical needs and in accordance with Colorado Department of Public Health and Environment Rules and Regulations. When medically appropriate, the Patient's preference should be considered.
- 4.12 Approved Locations – Abandonment.** No licensed Ambulance Service shall operate from locations other than those approved by the Board nor shall such licensed Ambulance Service abandon approved locations without prior notification to the Director and approval by the Board.
- 4.13 Compliance with Zoning and Other Regulations.** An Ambulance Service operating in the County must comply with all applicable County and municipal zoning and other regulations.

## **SECTION V. AMBULANCE VEHICLE REQUIREMENTS**

**5.1 Specifications.** Ambulances shall meet, or exceed, or be substantially equivalent to, the current Federal Ambulance Specifications as outlined in the most current revision of General Services Administration (GSA) Specification KKK-A-1822. Variances to the above-mentioned specifications may be granted at the discretion of the Director. All Ambulances shall have the name of the Ambulance Service clearly visible on said vehicles.

**5.2 Ambulance Equipment.** Each Ambulance shall contain the following equipment which shall be maintained in good working order:

- 5.2.1** Emergency lighting and audible warning equipment, which complies with Colorado State law for emergency vehicles.
- 5.2.2** Safe tires and, when weather conditions demand, adequate snow tires or chains.
- 5.2.3** In the case of Ambulances providing Primary Care in the County, a capability of two-way radio communication with the following: their own dispatcher, the Summit County Communication Center, and on-line medical control.
- 5.2.4** Safety belts for both the Ambulance driver and other attending personnel.
- 5.2.5** The minimal required equipment shall be the meet or exceed the equipment required by Colorado Department of Public Health Rules 6-CCR-1015-3:4.9 as amended. The Director may add to this list at his or her direction as other needs or new methodology becomes known.

## **SECTION VI. QUALIFICATIONS OF EMERGENCY MEDICAL TECHNICIANS**

**6.1 Valid EMT Certificate Required.** No person shall practice as an Emergency Medical Technician for any Ambulance Service subject to the licensing requirements of these Regulations unless that person holds a valid Emergency Medical Technician certificate from the State of Colorado.

**6.2 List of EMS Providers Required.** Each Emergency Medical Service shall provide the Director upon request with a list of its Emergency Medical Service Providers, as per section 3.10.10.

## **SECTION VII. RESERVED**

## **SECTION VIII. UNLAWFUL PRACTICES**

**8.1** The following practices shall be unlawful and shall be grounds for a suspension or revocation of a license:

- 8.1.1** Willful and deliberate failure to respond to any call in the absence of good cause shown.
- 8.1.2** Willful and deliberate failure to transport a Patient when required.

- 8.1.3** Administering unnecessary treatment or supplies to a Patient for the purpose of increasing the Patient's bill.
- 8.1.4** Administration of any substance that is not under the protocol and/or order of the Medical Director, or medical control or designee.
- 8.1.5** Charging for treatment or supplies not actually provided to a Patient.
- 8.1.6** Requiring any employee of an Ambulance Service to be on continuous duty for any one period in excess of forty-eight (48) hours, except in cases of extreme emergency.
- 8.1.7** Except as otherwise provided in these Regulations, failure to deliver a Patient to the most appropriate licensed medical facility as determined by the Medical Director or his or her designee, dependent upon the Patient's medical needs.
- 8.1.8** Conduct which constitutes a significant threat to the health or safety of the Individual(s) receiving emergency care from a licensed Ambulance Service.
- 8.1.9** Noncompliance with these Regulations or any rule or regulation promulgated by the Colorado State Board of Medical Examiners for the duties and responsibilities of Emergency Medical Technicians or Medical Director(s).
- 8.1.10** Call jumping.
- 8.1.11** Driving an Ambulance in a reckless manner, or while under the influence of alcohol or other performance altering drugs.
- 8.1.12** Making a false or fraudulent statement on any application for a license or permit issued pursuant to these regulations.

**SECTION IX. SUSPENSION OR REVOCATION OF LICENSE OR PERMIT;  
CONDITIONAL PERMITS**

- 9.1 Temporary Suspension.** Upon a determination by the Director that any person has violated or failed to comply with any provisions of these Regulations, the Director may temporarily suspend, for a period not to exceed thirty (30) days, any license or permit issued pursuant to these Regulations. The Licensee shall receive written notice of such temporary suspension. The temporary suspension shall be effective upon the date of emailing or three (3) days following mailing the written notice by certified mail, return receipt requested, to the Licensee or on the date of personal service of the notice upon the Licensee pursuant to the Colorado Rules of Civil Procedure. A hearing on the temporary suspension shall be held before the Board not later than ten (10) days after the effective date of the temporary suspension. The written notice of temporary suspension shall include notice of the time and place of such hearing. Prior to such hearing, the Director may reinstate the license or permit upon a finding that the Licensee has come into compliance with the provisions of these Regulations.
- 9.2 Hearings to be Public.** All hearings before the Board shall be public and every vote and official act of the Board shall be public. The Board may require an Ambulance Service

that is the subject of a hearing to make available such books and records as are desired and requested by the Board. All testimony at the hearings shall be under oath and shall be recorded. If a stenographic shorthand reporter is desired by any party, such reporter shall be permitted at the requesting party's expense. The Board may make other rules and regulations for the conduct of the hearing as are deemed necessary in its discretion.

**9.3 Hearing in Two Phases.** The hearing before the Board shall be conducted in two (2) phases.

**9.3.1** During Phase I of the hearing, the Board shall determine whether, by a preponderance of the evidence presented in the public hearing, any one or more of the following has occurred:

**9.3.1.1** Violation(s) of any provision of these Regulations.

**9.3.1.2** Violation(s) of any law of the State of Colorado, or Ordinance or regulation of any municipality in the County. Evidence of any violation may be considered, regardless of any conviction thereof.

**9.3.1.3** Commission of any practices set forth in Section 8.

**9.3.1.4** If the Board, does not find that any of the above acts has occurred, the Board shall conclude the hearing and shall reinstate the license or permit for the remainder of the existing term. If the Board finds that one or more of the above acts has occurred, the public hearing shall progress to Phase II.

**9.3.2** During Phase II of the public hearing, the Board shall consider whether to suspend or revoke permanently the license or permit. The Board may suspend any license or permit issued pursuant to these Regulations for any portion of or for the remainder of the term of the applicable license or permit. At the end of such period, the person whose license or permit was suspended may apply for a new license or permit as in the case of an original application. The Board may permanently revoke such license or permit upon a finding by the Board that the subject licensee or permit holder has committed, within two (2) consecutive calendar years, two violations or on two separate occasions has failed to comply with any provision of these Regulations. The Board's decision to suspend or to revoke permanently the license or permit shall be based upon whether evidence of the following factors mitigates or aggravates the effects of the acts found by the Board during Phase I of the public hearing:

**9.3.2.1** The seriousness of the violation.

**9.3.2.2** Corrective actions taken by the license holder.

**9.3.2.3** Prior violations and offenses and the effectiveness of prior corrective action.

**9.3.2.4** Prior violations and offenses by the licensee or permit holder.

- 9.3.2.5 The violation, offense, or occurrence as a repeated course of conduct or as a single event.
- 9.3.2.6 The likelihood of recurrence.
- 9.3.2.7 All circumstances surrounding the violation, offense, or occurrence.
- 9.3.2.8 Willfulness of violation(s), offense(s), of occurrence(s).
- 9.3.2.9 The length of time the license or permit has been held by the licensee or permit holder being disciplined.
- 9.3.2.10 Previous sanctions imposed against the licensee.
- 9.3.2.11 Other factors making the situation unique to the license or permit holder subject to discipline.

**9.4 Director to Notify of Revocation or Suspension.** It shall be the duty of the Director to notify local law enforcement authorities, fire departments, hospitals and the Medical Director(s) of revocation or suspension of any Ambulance Service License or vehicle permit.

## **SECTION X. COUNTYWIDE EMERGENCY SERVICE**

**10.1 Mutual Aid Agreements.** Summit County encourages a cooperative systems approach towards improved Patient care. All licensed agencies providing EMS response in Summit County shall make a good faith effort to execute written mutual aid agreements with all other EMS providers located within or bordering on their area of response or such other EMS providers as may be deemed necessary. Licensed Ambulance Service agencies shall work with all local facilities to ensure advanced practice and special circumstance transportation needs are appropriately met either by the Licensee or through mutual-aid agreement. Copies of these agreements shall be kept on file for review. Mutual aid Ambulances will be allowed to operate in Summit County provided they are appropriately licensed by their home jurisdiction, and were requested by a licensed Ambulance Service in Summit County serving the geographic area, or Patient population, from which the request originates.

**10.2 Incident Command.** The Incident Command System as adopted by United States Department of Homeland Security shall be utilized as necessary for multi-agency or mass casualty incidents. The authority having jurisdiction at such incidents shall appoint a medical authority as needed. Summit County Ambulance Service will make personnel available for this role if requested.

## **SECTION XI. COMPLAINT AND INVESTIGATION**

**11.1** Complaints against any Ambulance Service licensed in the County shall be submitted to the Director. The Director shall notify, in writing, the primary Medical Director and an administrative official of the Ambulance Service of any complaints reported. Complaints



that cannot be resolved by Medical Director shall be referred to the Board for further review.

- 11.2** Allegations of unlicensed ambulances or vehicles without permits operating within the county shall be directed to the Director. The Director shall notify the primary Medical Director of the ambulance service, in writing, of any violation of the ambulance licensing regulations by the ambulance service or alleged complaints or violations by individual medical providers operating on an ambulance service.

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