

RESOLUTION NO. 124-2018

Published in Derby Informer on _____

**A RESOLUTION UNDER CHAPTER 17 OF THE SEDGWICK COUNTY CODE,
REGARDING THE USE OF AIR AMBULANCE SERVICES WITHIN THE COUNTY.**

WHEREAS, pursuant to K.S.A. 65-6101 *et seq.*, the State of Kansas has established the Emergency Medical Services Board, and certain authorizing and permitting procedures have been established therein.

WHEREAS, K.S.A. 65-6102 organizes the Emergency Medical Services Board, and K.S.A. 65-6125 states that no ambulance service may operate in the State of Kansas without the proper permits.

WHEREAS, the Emergency Medical Services Board has permitted and licensed the use of helicopter air ambulances within the State of Kansas.

WHEREAS, Sedgwick County, Kansas ("County") has the authority and responsibility to adopt and establish policies and practices for the efficient and effective operation of Emergency Medical Services within the bounds of Sedgwick County, and may mandate that properly licensed and permitted helicopter air ambulances with CAMTS accreditation can be used and allowed to operate within the County.

WHEREAS, County has in the past authorized and contracted with air ambulance service providers to operate within the territory of the County.

WHEREAS, Sedgwick County Emergency Medical Services assumes operational responsibility for the incorporation of air ambulances into the proper response for the provision of emergency response for transportation of the critically ill and injured.

WHEREAS, it is important for purposes of allowing prompt response to medical emergencies to allow the operation of air ambulances within the County.

WHEREAS, the County is empowered to provide for such regulation pursuant to K.S.A. 19-101a, K.S.A. 65-6131 and its police powers for the protection, safety, welfare and comfort of its citizens.

WHEREAS, it is the desire of the County to permit the use of helicopter air ambulances within the County, under terms as follows:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that:

SECTION 1. Section 17 -96 of the Sedgwick County Code is hereby repealed in full and shall be replaced as follows:

***Ambulance Service and Nonambulatory Service Licenses Required; Allowance for
Emergency Helicopter Air Ambulance Services***

A. No person shall operate an emergency medical service or ambulance service or medi-coach service in the county without first having obtained a license therefor. Helicopter air ambulance services, having a current, valid license issued by the State of Kansas and CAMTS accreditation, shall not require additional licensing from Sedgwick County, Kansas.

B. The supervisory official is hereby empowered to coordinate with the local component medical society for the medical control and quality assurance function of all service providers, including helicopter air ambulance services, which, when properly permitted and licensed, shall be allowed to operate within the County. Use of helicopter air ambulances shall be coordinated with the direction of the Sedgwick County Medical Director in conjunction with the air ambulance provider's own Medical Director in accordance with state law and medical protocols established by the Sedgwick County Medical Society, per K.S.A. 65-6112(r).

C. The Director of Emergency Communications for the County must maintain a proper system of coordination between police, fire, EMS, and those licensed and permitted providers offering helicopter air ambulance services, in order to provide for dispatch as promptly as possible in cases of extreme emergency.

D. All helicopter air ambulance services shall be required to obtain and maintain liability and other insurance policies required to properly operate and respond to possible litigation resulting from the provision of services within the County. Additionally, those helicopter air ambulance services must hold County harmless for all events, known and unknown, foreseeable and/or not, related to any of the activities conducted by these providers within the County.

E. The Office of the Medical Director, in conjunction with Sedgwick County Emergency Medical Services ("EMS"), and authorized air ambulance services responding into Sedgwick County, are hereby charged with implementing any and all policies and procedures of the Sedgwick County Medical Society to effectuate the purpose and intent of this section.

F. Sedgwick County EMS is under no obligation to immediately dispatch helicopter air ambulances pursuant to this section, but shall work with the Office of the Medical Director to best effectuate the policy preferences herein set forth, in accordance with the medical protocols established by the Sedgwick County Medical Society.

G. The operation of helicopter air ambulance services is part of a parallel response to the ambulance services provided by Sedgwick County EMS. Any and all charges for services rendered by helicopter air ambulance services shall be strictly between the patient and the service. It is understood that dispatch of a helicopter air

ambulance by Sedgwick County Emergency Communications does not constitute a relationship wherein County becomes a guarantor of payment for services rendered.

H. This section will expire sixty (60) months after its enactment unless reauthorized by the Board of County Commissioners.

SECTION 2. This Resolution shall be and become effective upon adoption by the Board of County Commissioners and publication in the official county newspaper. Amendments to Chapter 17 shall be published in the Sedgwick County Code.


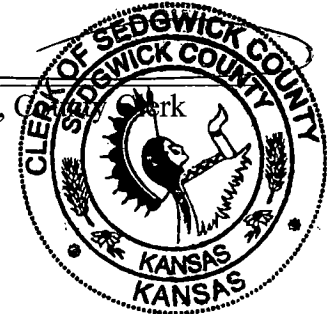
Commissioners present and voting were:

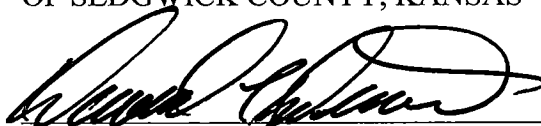
DAVID T. DENNIS	<i>aye</i>
MICHAEL B. O'DONNELL, II	<i>aye</i>
DAVID M. UNRUH	<i>aye</i>
RICHARD RANZAU	<i>aye</i>
JAMES M. HOWELL	<i>aye</i>

Dated this 5th day of September 2018.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:


KELLY B. ARNOLD, Clerk




DAVID T. DENNIS, Chairman
Commissioner, Third District



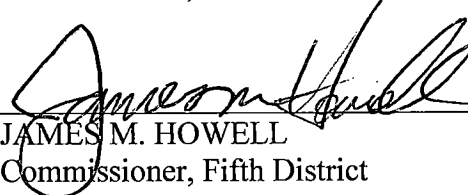
DAVID M. UNRUH
Commissioner, First District



MICHAEL B. O'DONNELL, II,
Commissioner, Second District

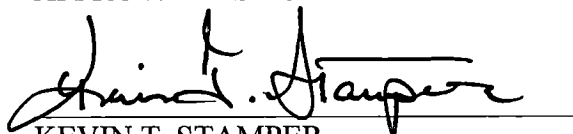


RICHARD RANZAU
Commissioner, Fourth District



JAMES M. HOWELL
Commissioner, Fifth District

APPROVED AS TO FORM:



KEVIN T. STAMPER
Assistant County Counselor



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