

1 [Business and Tax Regulations, Health Codes - Emergency Medical Services Fees]

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3 **Ordinance amending the Business and Tax Regulations Code to update emergency**
4 **medical services fees to reflect amounts authorized under annual adjustment**
5 **provisions and require fees for stroke centers; and amending the Health Code to**
6 **include a definition of stroke center.**

7 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
8 **Additions to Codes** are in *single-underline italics Times New Roman font*.
9 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
10 **Board amendment additions** are in double-underlined Arial font.
11 **Board amendment deletions** are in ~~strikethrough Arial font~~.
12 **Asterisks (* * * *)** indicate the omission of unchanged Code
13 subsections or parts of tables.

14 Be it ordained by the People of the City and County of San Francisco:

15 Section 1. Article 2 of the Business and Tax Regulations Code is hereby amended by
16 revising Section 249.8, to read as follows:

17 **SEC. 249.8. EMERGENCY MEDICAL SERVICES.**

18 (a) Every person, firm, or corporation engaged in operating a private ambulance that
19 requires a Certificate of Operation shall pay an initial application fee of ~~\$12,193~~ \$12,800 at the
20 time of filing the initial application, and an annual renewal fee of ~~\$6,096~~ \$6,400 to the
21 Department of Emergency Management.

22 (b) Every person, firm, or corporation holding a Certificate of Operation must also
23 pay an annual ambulance permit fee of ~~\$1,950~~ \$2,048 for each vehicle to the Department of
24 Emergency Management.

25 (c) As authorized by Section 100083 of Title 22 of the California Code of
Regulations, the following fees are due and payable to the Department of Emergency

1 Management by every person, firm, or corporation applying for and renewing the certification
2 for an Emergency Medical Services (“EMS”) Training Program:

3 (1) EMS Training Program Initial Application: ~~\$2,163~~ \$2,272 for a Paramedic
4 Program, ~~\$1,445~~ \$1,517 for an Emergency Medical Technician (“EMT”) Program, and ~~\$725~~
5 \$762 for a Continuing Education Program.

6 (2) EMS Training Program Renewal, due every four years from the time of the
7 last renewal: ~~\$1,085~~ \$1,139 for a Paramedic Program, ~~\$792~~ \$832 for an EMT Program, and
8 ~~\$439~~ \$461 for a Continuing Education Program.

9 The fees administered pursuant to Sec. 76.1 are subject to annual review and
10 adjustment to reflect the City’s cost increases or decreases, which may include adjustments
11 based upon the Consumer Price Index that most accurately tracks increases and decreases
12 in the City’s cost for the function, service, or undertaking that the fee will pay for. Each
13 department maintains on its website an up-to-date list of the fees charged subject to
14 adjustment.

15 (d) As authorized by Section 100083 of Title 22 of the California Code of
16 Regulations and Section 1797.212 of the California Health and Safety Code, the following
17 fees are due and payable to the Department of Emergency Management by persons applying
18 for and renewing EMT Certificates:

19 (1) Application for initial EMT Certificate: ~~\$177~~ \$183.

20 (2) Renewal of current and valid EMT Certificate, not including EMT-
21 Paramedic: ~~\$130~~ \$135 due every two years.

22 (3) Application for initial EMT-Paramedic Accreditation: ~~\$38~~ \$40.

23 (e) As authorized by Sections 1798, 1798.2, and 1798.164 of the California Health
24 and Safety Code, the following fees are due and payable annually in advance to the
25

1 Department of Emergency Management by the following facilities (as defined in Section 901
2 of the Health Code) that receive patients through Ambulance Service Providers:

3 (1) Receiving Hospital: ~~\$18,596~~ \$19,523.

4 (2) STEMI (ST segment elevation myocardial infarction) Center: ~~\$22,728~~
5 \$23,861.

6 (3) Stroke Center: \$23,861.

7 ~~(f) The fees in this Section 249.8 shall be retroactive and effective as of July 1, 2020.~~

8 ~~(g)~~(f) Beginning with fiscal year ~~2021-2022~~ 2022-2023 and annually thereafter, the
9 fees set forth in this Section 249.8 may be adjusted each year, without further action by the
10 Board of Supervisors, as set forth in this subsection ~~(g)~~. Not later than April 1, the Director of
11 the Department of Emergency Management shall report to the Controller the revenues
12 generated by the fees for the prior fiscal year and the prior fiscal year's costs of operation, as
13 well as any other information that the Controller determines appropriate to the performance of
14 the duties set forth in this Article 2. Not later than May 15, the Controller shall determine
15 whether the current fees have produced or are projected to produce revenues sufficient to
16 support the costs of providing the services for which the fee is assessed and that the fees will
17 not produce revenue that is significantly more than the costs of providing the services for
18 which the fee is assessed. The Controller shall, if necessary, adjust the fees upward or
19 downward for the upcoming fiscal year as appropriate to ensure that the program recovers the
20 costs of operation without producing revenue that is significantly more than such costs. The
21 adjusted rates shall become operative on July 1.

22 ~~(h)~~(g) For all services and other matters for which a fee is set forth in this Section
23 249.8, the Department of Emergency Management shall maintain on its website a listing of
24 current fees, and shall make available upon request a copy of the listing of current fees.

1 Section 2. Article 14 of the Health Code is hereby amended by revising Section 901, to
2 read as follows:

3 **SEC. 901. DEFINITIONS.**

4 The following words and phrases when used in this Article 14 have the meanings set
5 forth herein:

6 ~~(a)~~—"Ambulance" means a vehicle specially constructed, modified, equipped, or
7 arranged to accommodate a gurney and operated commercially for the purpose of medical
8 transportation of sick, injured, convalescent, infirm, or otherwise incapacitated persons.

9 ~~(b)~~—"Ambulance Service Provider" means a person who furnishes or offers to furnish
10 emergency medical services using an ambulance.

11 ~~(c)~~—"Certificate of Operation" means a document issued by the Director to a person
12 who qualifies to operate an ambulance in the City.

13 ~~(d)~~—"Certificate of Participation" means a document that the Director issues to a
14 Receiving Hospital or STEMI Center to authorize the facility to receive patients through
15 Ambulance Service Providers.

16 ~~(e)~~—"City" means the City and County of San Francisco.

17 ~~(f)~~—"Color scheme" means a particular design, consisting of appliances, colors,
18 figures, and letters, or any combination thereof, assigned to a particular person for application
19 to the ambulance or ambulances, or to routine medical transport vehicle or vehicles
20 authorized to be operated by such person, for purposes of identification and distinction.

21 ~~(g)~~—"Department," unless otherwise indicated, means the Department of Public
22 Health of the City.

23 ~~(h)~~—"Director" means the Director of the Department, or the Medical Director of the
24 EMS Agency, if required by State law, or ~~his or her~~ the Director's designated agents or
25 representatives.

1 ~~(i)~~—"EMS Agency" means the City's Emergency Medical Services Agency, which is
2 designated as the local EMS Agency under California Health and Safety Code Section
3 1797.200.

4 ~~(j)~~—"Facility" means any place or building that is organized, maintained, and operated
5 for the diagnosis, care, prevention, and treatment of human illness, physical or mental,
6 including convalescence and rehabilitation and including care during and after pregnancy, or
7 for any one or more of these purposes, for one or more persons, to which the persons are
8 admitted for a 24-hour stay or longer.

9 ~~(k)~~—"Hospital" means an acute care facility licensed under California Health and
10 Safety Code, Chapter 2 (commencing with Section 1250) of Division 2, with a permit for basic
11 emergency service or an out-of-state acute care hospital which substantially meets the State
12 requirements as determined by the local EMS agency that is using the hospital in the
13 emergency medical services system, and is licensed in the State.

14 ~~(l)~~—"Operator" means a person to whom a Certificate of Operation and permit or
15 permits have been issued to operate an ambulance.

16 ~~(m)~~—"Permit" means a permit issued by the Director for an ambulance conforming to
17 the requirements of this Article that is owned or controlled by a person holding or qualifying for
18 a Certificate of Operation pursuant to this Article.

19 ~~(n)~~—"Person" means and includes an individual, a proprietorship, firm, partnership,
20 joint venture, syndicate, business trust, company, corporation, association, committee,
21 governmental agency, or any other legal entity.

22 ~~(o)~~—"Receiving Hospital" means a licensed general acute care hospital certified by
23 the EMS Agency to receive patients through Ambulance Service Providers.

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1 ~~(p)~~ "Regulation" means any rules, regulations, policies, procedures, or protocols
2 promulgated by the Director, the State, or under Federal law regarding emergency medical
3 services.

4 ~~(q)~~ "STEMI" means ST segment elevation myocardial infarction, a type of heart
5 attack, or myocardial infarction, that is caused by a prolonged period of blocked blood supply,
6 which affects a large area of the heart muscle, and causes changes on an electrocardiogram
7 and in the blood levels of key chemical markers.

8 ~~(r)~~ "STEMI Center" means a facility designated by the EMS Agency to receive
9 ambulances and treat patients with STEMI.

10 "Stroke Center" means a facility designated by the EMS Agency to receive ambulances and
11 treat stroke patients.

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13 Section 3. Effective Date. This ordinance shall become effective 30 days after
14 enactment. Enactment occurs when the Mayor signs the ordinance, the Mayor returns the
15 ordinance unsigned or does not sign the ordinance within ten days of receiving it, or the Board
16 of Supervisors overrides the Mayor's veto of the ordinance.

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18 Section 4. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors
19 intends to amend only those words, phrases, paragraphs, subsections, sections, articles,
20 numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal
21 Code that are explicitly shown in this ordinance as additions, deletions, Board amendment

1 additions, and Board amendment deletions in accordance with the “Note” that appears under
2 the official title of the ordinance.

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4 APPROVED AS TO FORM:
5 DAVID CHIU, City Attorney

6 By: /s/ Christina Fletes-Romo _____
7 CHRISTINA FLETES-ROMO
8 Deputy City Attorney

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