

OFFICIAL COPY

Do not remove from
the City Clerk's Office

CITY OF LYNNWOOD

ORDINANCE NO. 250

AN ORDINANCE EFFECTING THE LICENSING, OPERATION AND INSPECTION OF AMBULANCES, ESTABLISHING THE STANDARDS FOR DRIVERS, ATTENDANTS AND ATTENDANT-DRIVERS: INSTITUTING PROVISIONS FOR RENEWAL AND REVOCATION OF LICENSES, PENALTIES FOR VIOLATIONS AND METHOD FOR APPEALS WITHIN THE CITY OF LYNNWOOD.

SECTION 1. DEFINITIONS.

The following definitions are adopted for the purpose of this ordinance:

- a. Ambulance: Any vehicle constructed and/or equipped for the transportation of the wounded, injured or sick, and shall include emergency ambulances and invalid coaches.
- b. Ambulance operator: Means anyone engaging in the business of transporting ill, sick, or injured persons, or who, by advertising, representation or otherwise holds himself out as engaging in such business.
- c. Attendant means a trained and/or qualified individual responsible for the operation of an ambulance and the care of the patient (s) whether or not the attendant also serves as driver.
- d. Attendant-Driver means an individual who is qualified as an attendant and a driver.
- e. City: means the City of Lynnwood.
- f. Driver: means an individual who drives an ambulance.
- g. Operating an ambulance: As used herein shall mean and apply to the operation of any ambulance which:
 1. is stationed within the City.
 2. is dispatched from within or without the corporate limits of the city and repeatedly or customarily makes trips for hire within the city to pick up patients for fares.
 3. makes any trips into the city for that purpose after occasional or repeated advertising within the city, of such service, pro-

vided that the provisions of this ordinance shall not apply to any ambulance which shall pass this city in the delivery of fares picked up at points beyond the corporate limits of the city.

- h. Patient: means an individual who is sick, injured, wounded or otherwise incapacitated or helpless.

SECTION 2. APPLICATION FOR LICENSE AND APPLICATION FEE. INFORMATION TO BE SHOWN OR REQUIRED.

(A) It shall be unlawful for any person, firm or corporation to engage in the business of "Ambulance Operator" or "Operate an Ambulance" service within the city without first obtaining and being the holder of a valid Ambulance Service Business license. Applications for ambulance service business license within this city shall be made to the City Council upon forms to be prepared under its direction and available at the office of Chief of Police. Application hereunder shall be accompanied by a license application fee of \$100.00. In the event said application is denied by the City Council, the application fee is to be partially refunded. Such applications shall contain the following information:

1. Name and address of applicant.
2. Business name and address from which business will be operated; or if a firm, partnership, corporation, association, company or organization of any kind, the names and addresses of persons owning a financial interest therein.
3. A list of all vehicles to be used in connection with business, with make, model, motor number, year, current license, size, design and color scheme of each vehicle.
4. A list of all personnel to be engaged as employees in the operation of business, with designation of the position and qualifications of each employee.

5. Whether or not the applicant or any officer under Item #2 or employee has been convicted of the violation of any national, state, or municipal law, and whether or not any person with whom they have been associated or employed has claims or judgments against them for damages resulting from the negligent operation of a motor vehicle.
6. The financial ability and the responsibility of the applicant, his ability to respond in damages in the event damages to persons or damages to property by reasons of the negligent operation of an ambulance, the amount and type of any and all insurance carried for business purposes and proof that the insurance is in force for period of application. Proof shall be deposited with City Clerk.
7. The facts showing the demand for such service.
8. The experience that the applicant and/or employees has had in tendering such service and the period of time that he/they has rendered it in this or any other city.
9. And any other information as may be required by the City Council.

SECTION 3. INVESTIGATION AND/OR HEARING ON LICENSE APPLICATION.

The City Council shall make or cause to be made such investigation and/or hearing as it may consider necessary, including any hearings that it may deem desirable as to any application for license,

and whether or not the applicant is fit and proper to conduct such business.

In determining whether or not a license should be issued, the City Council shall give weight and due regard, among other things to:

- a. Public permanence and quality of service offered by the applicant and the experience applicant has had in rendering such service in

the city; the past experience of the applicant in adjusting claims and paying judgments, if any, to claimants as a result of injuries received by reason of the negligent operation of an ambulance.

- b. Information provided pursuant to Section 2A6 of this ordinance.
- c. The character and condition of equipment and ambulances to be used.
- d. The evidence in any investigation, inquiry, or hearing may be taken by the City Council or by any agent or employee to whom such investigation, inquiry or hearing has been assigned by the City Council. Every finding, opinion, and order made by such agent or employee, as above specified, pursuant to such investigation, inquiry or hearing, shall be advisor only to the city council.
- e. If the City Council finds that the applicant is not fit and proper to conduct such a business, then the license application shall be denied and the applicant shall be entitled to have refunded 75% of license application fee and such proof of insurance as was deposited with the City Clerk.

SECTION 4. ISSUANCE OF LICENSE AND FEES THEREFOR.

Upon approval by the City Council of license application, a license shall be issued to the applicant by the City Clerk, provided that: An annual license fee of \$100 is paid for calendar year or any part thereof to the City Clerk which license will expire December 31 of each year and become due January 1 of the year following.

SECTION 5. AMBULANCE INSPECTION.

The Chief of Police shall inspect all ambulances prior to issuance or renewal of any license as herein provided to insure compliance of this ordinance.

- A. The licensee shall pay to the City Clerk an annual inspection fee of \$25.00 for each ambulance used or leased.

- B. A valid ambulance inspection certificate shall be prominently displayed in each vehicle.
- C. Each ambulance shall, at all times when in use as such:
1. Conform with the standards, requirements and regulations provided for in the ordinance for the transportation of patients, from the standpoint of health, sanitation, and safety, and the nature of the premises in which it is maintained;
 2. Contain equipment conforming with the standards, requirements and regulations provided for herein, which equipment shall be in proper and good condition for such use;
 3. Currently comply with all applicable laws and local ordinances relating to health, sanitation and safety and
 4. Be equipped with such lights, sirens and special markings to designate it as an ambulance.
 5. Each licensed and inspected ambulance, its equipment and the premises designated in the application and all records relating to its maintenance and operation as such, shall be open for inspection by the Police Department at all reasonable times to assure compliance with this ordinance.

SECTION 6. INSURANCE

No license or inspection certificates shall be issued under this ordinance nor shall any ambulance be operated in this city, unless there is at all times in force and effect insurance coverage issued by an insurance company licensed to do business in the State of Washington, for each and every ambulance to be operated under said license, providing for public liability insurance in the amounts of \$100,000.00 for personal injuries to one person or \$300,000.00 for more than one person arising out of each accident or occurrence and property damage insurance in the amount of \$25,000.00 for each accident or occurrence.

Evidence of insurance policies for term of license shall be submitted to the City Clerk at time of application for license. Such evidence shall be a certificate from the licensee's insurance company that the insurance exists and that it will not be cancelled without five (5) days written notice of cancellation previously given to the City Clerk of the City of Lynnwood.

SECTION 7. APPLICATION FOR AND LICENSE OF DRIVERS AND ATTENDANTS:

A. Application for licenses under this Section shall be made upon forms prepared by the city and obtained from the City Clerk. No person shall drive or serve as an attendant of an ambulance licensed hereunder without first procuring a license from the city.

1. Standards for issuance. A license shall be issued by the Clerk of the city when the City Council finds that the applicant

- a. Has a current and valid State of Washington motor vehicle operator's license.
- b. Is of the age of 21 years or over and morally fit for the position. The applicant must submit to fingerprinting by the Police Department and shall submit with the application for license a full face photograph in triplicate, one to be part of applicant's license if issued, one for Police Department files, and the other shall be filed with application for license.
- c. Has provided a medical certificate that he is of sound physique with good eyesight and not subject to epilepsy, vertigo, heart trouble or any other infirmity of body and mind which might render him unfit for the safe operation of the ambulance.
- d. Is able to speak, read and write the English language.
- e. Is clean of dress and person and not addicted to the use of intoxicating liquors or narcotics.

- f. Has an advanced first aid card, as issued by the Washington State Department of Labor and Industries.

SECTION 8. DRIVER'S AND ATTENDANT LICENSE FEES

The license fee for drivers and attendants shall be \$5.00 per year payable on or before the 15th day of January of each year. Driver's and attendants license shall not be transferable. Replacement fee for damages or lost licenses shall be \$1.50.

SECTION 9. REVOCATION OF DRIVERS AND ATTENDANTS LICENSE.

Any drivers and attendants license issued under the provisions of this ordinance shall be automatically revoked for the conviction of any of the following misdemeanors, to-wit:

Driving while under the influence of intoxicating liquor and/or reckless driving, driving while his/her State of Washington motor vehicle license is suspended or revoked; the violation of any law involving the manufacture, sale or transporting of intoxicating liquors or the violation of any law involving prostitution, indecent exposure, or any lewd or immoral acts, or on the conviction of any felony or the violation of any law involving the sale, use, distribution, manufacture or transportation of narcotics.

SECTION 10. STANDARDS FOR AMBULANCE EQUIPMENT.

- A. Each ambulance shall be equipped at all times by the operator thereof for safe and lawful operation as an ambulance and in accordance with the laws of the City of Lynnwood and the State of Washington, and shall be furnished with at least the following equipment which shall be maintained in a workable and usable condition at all times:

1. (1) Resuscitator and 25 feet of hose
2. (1) Oxygen tank with regulator, liter gauge and mask
3. (1) Collapsible stretcher
4. (1) Urinal
5. (2) Blankets for each stretcher
6. (2) Sand bags (5-lb.)
7. (1) Emesis basin
8. (1) adult size splint
9. (1) Child's leg splint
10. (1) Bed pan
11. (2) Restraint straps
12. (2) Plastic covers for patients
13. (1) Spare; size E oxygen tank
14. (1) Non-folding stretcher (4-wheel gurny) 2 level
15. (1) Robinson orthopedic stretcher
16. (4) changes, pillow cases, sheets & towels
17. An attendant's bag which shall contain the following:
 - (1) Bandage shears
 - (2) Flashlights (1 regular & 1 pencil type)
 - (1) Small airway
 - (1) Large airway
 - (6) Rolls 3" bandages
 - (2) Rolls 1" adhesive tape
 - (4) Arm Splints
 - (6) tongue depressors
 - (1) infants oxygen face cone
 - (2) Cravats
 - (3) 18" pieces surgical rubber tubing
 - (10) 4x4 gauze pack
 - (2) Rolls 1 1/2" or 2" adhesive tape
 - (4) packages universal antidote

All linens shall be changed after each use and laundered before re-use. After being used in a communicable disease, blankets shall be dry-cleaned. Blankets shall be kept in a clean, sanitary condition.

- B. Each ambulance operating under the provisions of this ordinance shall be equipped with a two-way radio operating on an independent radio frequency authorized by the F.C.C.
1. Such radio communication shall be between each such vehicle and the operator's headquarters.
 2. The operator's headquarters shall be staffed on a 24-hour basis, with a telephone dispatcher and a licensed radio dispatcher qualified to process any and all calls.
 3. The telephone operator and the radio operator may be the same person.
 4. It shall be unlawful for any ambulance operator or driver or agent to intercept police calls by short wave radio or otherwise for the purpose of going to the scene of an accident.

SECTION 11. TRANSPORTING A PATIENT.

Each ambulance, while transporting a patient shall be manned by two qualified and uniformed attendants, one a driver and the other an attendant, both of whom shall be 21 or over and shall have been approved per sections 7 and 8, and proof of his qualifications shall be carried with him at all times. It shall be the duty of the driver of an ambulance in an emergency case to discharge any injured or deceased patient at the hospital nearest the place where the patient is picked up unless otherwise directed by the injured person or the relatives.

SECTION 12: REPORTS.

- A. Each licensee of an ambulance hereunder shall maintain accurate records upon such forms as may be provided or prescribed by, and containing such information as may be required by the City Council concerning the transportation of each patient within the city, or from one place herein to another place within or beyond its limits. Such records shall be available for the inspection by the Chief of Police at any reasonable time and copies thereof shall be filed by the licensee within 24 hours upon request by the Chief of Police.
- B. The provision of subsection (a) of this section shall apply with equal force in case the patient shall die before being so transported in such ambulance or dies while being transported therein or at any time prior to the acceptance of the patient into the responsibility of the hospital or medical or other authority if the patient is still under the care or responsibility of the ambulance licensee.

SECTION 13. OBEDIENCE TO TRAFFIC LAWS, ORDINANCES AND REGULATIONS.

- A. The driver of an ambulance, when responding to an emergency call or while transporting a patient, may exercise the privilege set forth in this section, but subject to the conditions herein stated, and only

when such driver has reasonable grounds to believe that an emergency in fact exists requiring the exercise of such privileges.

- B. Subject to the provisions of subsection (a) hereof, the driver of an ambulance may:
1. Park or stand, irrespective of the otherwise applicable provision of law, ordinance or regulation.
 2. Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation.
 3. Exceed the maximum speed limits permitted by law, ordinance or regulation so long as he does not endanger life or property, and
 4. Disregard laws, ordinances or regulations governing direction or movement or turning in specified directions.
- C. The exemptions herein granted shall apply only when such ambulance is making use of audible and visual signals meeting the requirements of law, ordinance or regulation.
- D. The foregoing provisions shall not relieve the driver of an ambulance from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

SECTION 14. APPEAL.

In the event of a violation of any of the sections of this ordinance the licenses herein granted may be revoked or suspended by the City Council. No revocation or suspension shall be made by the City Council except after a hearing by the Council which hearing shall be held only after notice to the licensee of the time and place of such hearing.

In the event that the privilege of having a license for operation of an ambulance, or to be a driver or attendant of an ambulance, shall be revoked, suspended or denied by the City Council the applicant or licensee shall have the right to appeal the decision of the City Council to the

Superior Court of the State of Washington.

SECTION 15. PENALTIES.

Any person, firm or corporation who shall violate the provisions of this ordinance shall upon conviction thereof be punished by a fine not to exceed \$300.00 or be imprisoned in the city jail for a period not to exceed ninety (90) days or both such fine and imprisonment.

SECTION 16. SEPARABILITY.

If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion or portions shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 17. EFFECTIVE DATE.

This ordinance shall take effect and be in force five (5) days after its passage, approval and publication.

PASSED this 11th day of October, 1965, and signed in authentication of its passage this 11th day of October, 1965

Lloyd Albright
Mayor

Approved as to form:

Raymond Beach
City Attorney

ATTEST:

A. Bingham
City Clerk

