

ORDINANCE NO. 3416
AN ORDINANCE ESTABLISHING A SCHEDULE OF FEES
FOR EMERGENCY AMBULANCE AND TRANSPORTATION
SERVICES IN NEW CASTLE AND HENRY COUNTY, INDIANA
FOR PROVIDER REIMBURSEMENT AND RECOVERY
AND ESTABLISHMENT OF A NON-REVERTING FUND FOR SUCH FEES

WHEREAS, the City of New Caste has contracted with a third party to seek reimbursement of costs associated with the use of the First Aid Ambulance service provided to the citizens of the City of New Castle and Henry County by the City from third party providers; and

WHEREAS, a schedule of user fees should be established; and

WHEREAS, a non-reverting fund should be created so that a portion of these funds may properly be deposited and maintained by the City for future capital purchases.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE, INDIANA that there is hereby established a non-appropriated cumulative fund entitled "The First Aid Recovery Fund" for the deposit of fees and charges received for the use of the ambulance service. Said fund shall be a non-reverting fund. The City shall deposit 20% of all revenues recovered from users of the Emergency First Aid service as collected by the ambulance billing service (ABS) into this non-reverting fund. (The remaining 80% of such funds collected shall be deposited in the City's general fund.)

All proceeds deposited in said non-reverting fund shall be used at the discretion of the Board of Public Works and Safety solely for the replacement of, or upgrading of equipment used by the New Castle Ambulance Service, commonly referred to as the "Emergency Unit". Further, the Board of Public Works and Safety is authorized to pay the following operating expenses from said non-reverting fund:

- A. Contractual fee to be paid to Billing Service Administrator for services rendered.
- B. Reimbursement of any funds received in error or satisfaction of any claims properly made and to resolve disputes, claims and litigation and all costs and charges associated therewith including but not limited to reasonable costs, charges, and attorney fees.

IT IS FURTHER ORDAINED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE that the following schedule of charges is hereby established for each occurrence for usage of the Emergency Unit, or Ambulance Service:

- A. Mileage - \$8.50
- B. Non-Emergency ALS - \$600.00
- C. Emergency ALS - \$600.00
- D. ALS 2 - \$600.00
- E. Non-Emergency BLS - \$400.00
- F. Emergency BLS - \$400.00

These rates shall be reviewed and may be revised and shall be subject to and in compliance with all rules, regulations and limitations of federal and state law.

The Board of Public Works and Safety of the City may contract with a third party to provide billing services for the ambulance service, commonly referred to as the Emergency Unit of the City of New Castle.

As set forth hereinabove, 20% of all payments received pursuant to the schedule set forth above shall be paid into the Clerk Treasurer's Office for deposit into the non-reverting ambulance fund. The remaining 80% of said monies received from said reimbursement shall be deposited into the City's general fund. The First Aid Ambulance Service, or Emergency Unit, may accept assignment of insurance carrier payments, including Medicare and Medicaid, for ambulance services for full and partial payment of the aforesaid charges. However, the acceptance of any such charges shall not relieve the user of the ultimate responsibility for the payment of the total amount of fees owed. Provided the payments made to the ambulance service by Medicaid and Medicare authorities shall be subject to all existing rules, regulations, and limitations of the federal and state law and the City shall not require any payment not authorized pursuant to such law.

When the ambulance service is used by a bona fide resident of Henry County or the City of New Castle, such resident shall be billed only to the extent of the applicable insurance coverage, including federal and/or state healthcare programs. Any deductible or co-pay amount shall be waived for such bona fide residents of Henry County and the City of New Castle.

When the ambulance service is used by an employee of a tax paying business located in Henry County and/or New Castle, Indiana, who needs the ambulance service while working on the tax paying business premises in New Castle or Henry County, such employee shall be billed only to the extent of applicable insurance coverage, including federal and/or state healthcare programs. Any deductible or co-pay amount shall be waived for such employee.

The ambulance service receives revenues from the City of New Castle property and/or local income taxes and such revenue shall be treated as payment for any otherwise applicable co-pay or deductible amount due from such bona fide resident or such employee.

REPEALER: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEVERABILITY: Any provision herein contained which is found by a court of competent jurisdiction to be unlawful or which by operation shall be inapplicable, shall be deemed omitted but the rest and remainder of this ordinance, to the extent feasible, shall remain in full force and effect.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon passage and publication as provided for by law.

ADOPTED BY THE COMMON COUNCIL OF THE CITY OF NEW CASTLE THIS 5th DAY OF January, 2004. ⁵

Tom Nipp
TOM NIPP, PRESIDING OFFICER
COMMON COUNCIL, NEW CASTLE,
INDIANA

ATTEST:

Janice L. Lavarney
JANICE L. LAVARNWAY,
CLERK-TREASURER

AYE

NAY

<u>Sandra York</u>	_____
<u>Donald E. Hines</u>	_____
<u>James P. Kadd</u>	_____
<u>Todd S. Hilday</u>	_____
<u>Louise Pierce</u>	_____
<u>Jeff Hancock</u>	_____
<u>Richard Hays</u>	_____

APPROVED BY ME THIS 5th DAY OF January, 2004⁵

Tom Nipp
Tom Nipp, Mayor
City of New Castle, Indiana