

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE NO: 1328

AN ORDINANCE AMENDING ORDINANCE NO. 1239, BEING, "AN ORDINANCE ESTABLISHING RATES AND FEES FOR AMBULANCE SERVICES PERFORMED BY THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA", AND REPEALING ALL TOWN CODE SECTIONS AND ORDINANCES, OR PARTS THEREOF, IN CONFLICT HEREWITH.

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has reviewed the provisions of Town Ordinance No. 1239 pertaining to Ambulance Service Rates and Fees; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has reviewed the provisions of Indiana Code §16-31-5, *et seq.* pertaining to providing town ambulance services; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, is aware that Town residents and non-residents are billed prior to said resident's insurance carrier being billed for Ambulance Services provided under Ordinance No. 1239; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, has determined that first billing the Town residents, when insurance provider information is available, is not appropriate or a best practice for the Town; and

WHEREAS, the Town Council of the Town of St. John, Lake County, Indiana, having reviewed Indiana Code, as well as the provisions of Town Ordinance No. 1239, now concurs that it is advisable, necessary, and in the best interests of the residents of the Town of St. John that amendments of said Town Ordinance No. 1239 are appropriate.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AS FOLLOWS:

SECTION ONE: That Town Ordinance 1239, **Section 7.**, be, and the same is hereby replaced to read and provide as follows, namely:

"SECTION 7. That in all cases where the Town's EMS Department is required to send a billing for its services in accordance with the provisions of this Ordinance, such billing for EMS activities shall be first sent directly to insurance carriers and/or other government insurance entities (such as Medicare and Medicaid), when such information has been provided, in order to seek reimbursement from such insurance entity for said EMS activities. If no insurance entity information is available or if the billing to the insurance entity remains unpaid from sixty (60) days after the initial billing, then such billing shall be sent to the patient/injured and the patient/injured shall pay the billing to the Town of St. John in accordance with the payment provisions described further below."

SECTION TWO: That Town Ordinance 1239, **Section 9., subsection h.**, entitled "Late Fee," be, and the same is, hereby replaced to read and provide as follows, namely:

SECTION 9.

EMS Fee

| <u>Service</u> _____ | <u>Resident</u> | <u>Non-Resident</u> |
|---------------------------------------------------------------------------------------------------------------------------------|-----------------|---------------------------------------------------|
| "h. "Late Fee" will be assessed for any payment received by the Town more than ninety (90) days following the date of billing." | | One (1%) percent per month on the unpaid balance. |

SECTION THREE: That Town Ordinance 1239, **Section 10.**, be, and the same is, hereby replaced to read and provide as follows, namely:

"SECTION 10. That every billing sent to a patient/injured and/or insurance entity shall itemize the service performed (e.g., EMS Assist, EMS Transport, etc.), the Medical Supplies used, the Mileage traveled, and any Late Fees, all in accordance with the provisions of this Ordinance. In addition, each billing shall also include at a minimum, the date and time of service, the hospital for transport (if transport to a hospital was performed), identification numbers for the EMTs that performed the service, the Town BLS Ambulance number, and the due date for payment. Every billing shall include a notice that Late Fees will apply if payment is received past the due date."

SECTION FOUR: That all existing Town Code Sections and Ordinances, or parts thereof, in conflict with the provisions of this Ordinance, are hereby deemed null, void, and of no legal effect, and are specifically repealed.

SECTION FIVE: If any section, clause, provision or portion of this Ordinance shall be held to be invalid or unconstitutional by any Court of competent jurisdiction, such decision shall not affect any other section, clause, provision or portion of this Ordinance.

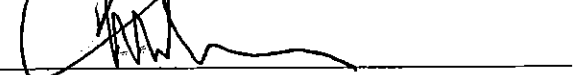
SECTION SIX: That this Ordinance shall take effect, and be in full force and effect, from and after its passage by the Town Council of the Town of St. John, Lake County, Indiana.

ALL OF WHICH IS PASSED AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, THIS 1st DAY OF JANUARY, 2004.

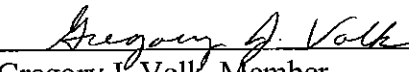
TOWN OF ST. JOHN, LAKE COUNTY,
INDIANA, TOWN COUNCIL


Michael S. Fryzel, Member

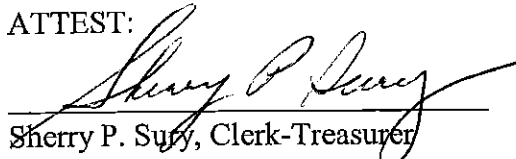

Jerri A. Teibel, Member


Charles Pearson, Member


Mark Barenie, Member


Gregory J. Volk, Member

ATTEST:


Sherry P. Sury, Clerk-Treasurer