

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, AMENDING APPENDIX A, "FEE SCHEDULE," TO THE TOWN'S CODE OF ORDINANCES BY AMENDING SUBPARTS (1) THROUGH (7) OF SECTION XXII, "EMERGENCY MEDICAL SERVICES (EMS) RATES"; MAKING FINDINGS; PROVIDING FOR REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.**

**WHEREAS**, periodically the Town's emergency medical services vendor, Emergicon, provides the Town with a project management survey to evaluate payor mixes and potential market positioning in relation to the Town's billing practices; and

**WHEREAS**, Emergicon has recommended changes to the rates charged by the Town to align with Medicare and Medicaid standards; and

**WHEREAS**, the Town Council of the Town of Prosper, Texas ("Town Council"), has investigated and determined that it is advisable to amend the Town's current emergency medical services rates; and

**WHEREAS**, the Town Council has reviewed the proposed rate revisions and has determined that such rates are advisable and are necessary due to increases in costs for the provision of the services referenced in this Ordinance; and

**WHEREAS**, the Town Council hereby finds and determines that it will be advantageous, beneficial and in the best interests of the citizens of Prosper to amend Section XXI, "Emergency Medical Services (EMS) Rates," of Appendix A, "Fee Schedule," to reflect new rates for those services referenced in Subparts (1) through (7), therein.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, THAT:**

### **SECTION 1**

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

### **SECTION 2**

From and after the effective date of this Ordinance, Subparts (1) through (7) of Section XXII, "Emergency Medical Services (EMS) Rates," of Appendix A, "Fee Schedule," to the Town's Code of Ordinances is hereby amended to read as follows:

**"Sec. XXII     Emergency Medical Services (EMS) Rates.**

\* \* \*

(1)     ALS: \$1,600.00

(2)     BLS: \$1,400.00

- (3) ALS-2: \$1,800.00
- (4) ALSDI: \$400.00
- (5) BLSDI: \$350.00
- (6) Mile (per each): \$24.00
- (7) Oxygen: \$150.00"

### **SECTION 3**

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portion of conflicting ordinances shall remain in full force and effect.

### **SECTION 4**

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Town hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

### **SECTION 5**

This Ordinance shall take effect and be in full force from and after its passage and publication, as provided by the Revised Civil Statutes of the State of Texas and the Home Rule Charter of the Town of Prosper, Texas.

**DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF PROSPER, TEXAS, ON THIS 13TH DAY OF AUGUST, 2024.**

**APPROVED:**

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**David F. Bristol, Mayor**

**ATTEST:**

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**Michelle Lewis Sirianni, Town Secretary**

**APPROVED AS TO FORM AND LEGALITY:**

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**Terrence S. Welch, Town Attorney**