

DISCUSSION CALENDAR – AGENDA ITEM NO. 11
BOARD OF DIRECTORS MEETING
February 27, 2014

TO: Board of Directors, Orange County Fire Authority

FROM: Lori Zeller, Assistant Chief
Business Services Department

SUBJECT: **Update on the 911 Emergency Ambulance Contract Request for Proposals**

Summary:

This item is submitted to provide an update on the 911 Emergency Ambulance Contract Request for Proposal (RFP) process for Orange County Fire Authority (OCFA) jurisdictions.

Recommended Action:

Submit a formal request from the OCFA Board of Directors to the Orange County Emergency Medical Services (OCEMS) Medical Director, requesting that the County of Orange (County) continues to include the following provisions in the 911 Emergency Ambulance Contract Request for Proposal (RFP) process:

Require the contracted ambulance service provider(s) to reimburse OCFA for advanced life support (ALS) services and medical supplies provided by OCFA to patients whom are subsequently transported to the hospital by the ambulance service provider(s). ALS reimbursement and medical supply rates shall not exceed OCFA's marginal costs for ALS paramedic services and supplies, and shall be approved by the County Board of Supervisors each year.

Background:

At the January 23, 2014, OCFA Board of Directors meeting, staff provided an update indicating that the authority to allow OCFA to conduct the RFP process was in question by the State of California (State). Subsequently, on January 31, 2014, staff received verbal notification that the State's interpretation of a 2010 Butte County court ruling would prevent the County from delegating the ambulance RFP process to OCFA. On February 6, 2014, OCFA received correspondence detailing the State's decision and outlining the proposed OCEMS Plan (Attachment 1). Updates in the correspondence included the following key points:

- OCEMS planned to host a meeting for OCFA's City Managers at OCFA headquarters on February 19, 2014, to discuss the transition and consolidation of Exclusive Operating Areas (EOAs).
- OCEMS advised that consolidating the 19 EOAs into 5 regions will assure uniform provision of medical transport, maximize coverage and rapid response times, and standardize medical performance among providers. The proposed 5 regions are listed on Attachment 1 to the County letter.

- OCEMS will be working with County Counsel to amend the County’s Ambulance Ordinance 3517 and will be bringing the proposed Ordinance to the Board of Supervisors for consideration.
 - OCFA is also working with General Counsel to identify amendments needed to our member cities’ Ambulance Ordinances. These efforts will be coordinated with General Counsel, County Counsel, and our member cities’ City Attorneys.

Since learning of these developments, OCFA staff has been communicating daily with OCEMS staff to assist with a smooth transition of the RFP process to the County. Through this continued dialogue, an issue has come to our attention that we believe warrants Board discussion and potential action regarding the reimbursement of ALS Pass-Through and Medical Supplies.

ALS Pass-Through and Medical Supplies Reimbursements

In 1997, OCFA successfully partnered with OCEMS and the county-approved 911 ambulance service providers to implement provisions for pass-through reimbursement to OCFA for advanced life support (ALS) services and supplies provided by OCFA. This reimbursement provision applied to transports in which patients received ALS services from OCFA and were subsequently transported to the hospital by the ambulance service provider(s). The ALS reimbursement and medical supply rates, which have been calculated and proposed annually by OCFA, have never exceeded OCFA’s marginal costs for providing ALS paramedic services, and have required approval by the County Board of Supervisors each year. Current reimbursement rates are approximately 39% less than OCFA’s marginal costs for providing those services.

Charging for ALS services and medical supplies and providing for reimbursement to the service provider are expressly allowed under Medicare and Medicaid (Medi-Cal in California) by Basic Life Support (BLS) providers, as long as a written billing agreement exists between the parties. The reimbursements are also specifically contemplated in the OCFA’s Joint Powers Authority Agreement (Attachment 2, Art. I, Section 4.N.). The reimbursements are a common practice among other Fire & Emergency Medical Service providers in California, including Los Angeles County and many other counties. Attachment 3 reflects the 2013 rates other counties charge for ALS level service. In Fiscal Year 2013/14, ALS reimbursements total \$4.5 million in OCFA’s annual budget.

Since the County is now conducting the Ambulance RFP process and administering the contract, OCFA will not have a mechanism to be reimbursed for its services without a provision in the RFP requiring the contracted ambulance providers to reimburse OCFA. Loss of this cost recovery source would cause a substantial and unexpected negative impact on OCFA’s financial health, and would push the OCFA’s budget into a deficit position.

As a result, Staff recommends that the OCFA Board of Directors submit a formal request to the Orange County Emergency Medical Services Agency for the County to continue the ALS pass-through and medical supplies reimbursement provisions in the 911 Emergency Ambulance Contract Request for Proposal (RFP) process.

City Manager Meeting Held on February 19, 2014

On February 19, 2014, OCFA and OCEMS hosted a meeting for all of OCFA's City Managers. The meeting was very well attended, with nearly every city represented. The meeting was a great opportunity for OCEMS to provide additional background regarding the State's decision and to discuss their proposal to change the current Exclusive Operating Areas into five regions for ambulance service. The meeting also included discussion of the proposed timeline for completion of the RFP process, and enabled City Managers to ask questions of County EMS staff.

OCFA staff will continue to provide support to County EMS and our member cities, to the extent allowed and desired.

Fiscal Impact:

ALS reimbursements total \$4.5 million in OCFA's annual budget for FY 2013/14. Loss of this cost recovery source would cause a substantial and unexpected negative impact on OCFA's financial health, and would push the OCFA's budget into a deficit position.

Staff Contacts for Further Information:

Lori Zeller, Assistant Chief
Business Services Department
lorizeller@ocfa.org
(714) 573-6020

Jim Ruane, Finance Manager/Auditor
Finance Division/Business Services Department
jimruane@ocfa.org
(714) 573-6304

Attachments:

1. County EMS & State EMSA correspondence on RFP and Attachments:
 - EMSA Determination to Dr. Stratton
 - OC EMS EOAs Status
 - Proposed EOAs by City
 - Ambulance Provider by OCFA City
2. Excerpt from OCFA JPA-Powers and Purpose; power to collect fees for services
3. 2013 ALS Rate Comparison by County



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COUNTY OF ORANGE HEALTH CARE AGENCY

OFFICE OF THE DIRECTOR

MARK A. REFOWITZ
DIRECTOR
(714) 834-6021
mrefowitz@ochca.com

RICHARD SANCHEZ
ASSISTANT DIRECTOR
(714) 834-2830
Richard.Sanchez@ochca.com

405 W. 5th STREET, 7th FLOOR
SANTA ANA, CA 92701
FAX: (714) 834-5506

February 6, 2014

TO: Board of Supervisors

FROM: Mark Refowitz, Health Care Agency Director

SUBJECT: EMS Authority decision OCEMS RFP

This memorandum is to report the recent State EMS decision with respect to OCEMS delegation of RFPs to OCFA, and to discuss the proposed OCEMS Plan.

Background:

On October 8, 2013, your Board discussed correspondence among OCFA personnel that suggested favoritism in the development of its RFP for emergency ambulance services. After the OCFA Fire Chief assured that OCFA would comply with specified conditions, the Board allowed OCFA to continue conducting RFPs for 911 ambulance services. Shortly thereafter, the State Emergency Medical Services Authority (EMSA) sent a letter to the Orange County EMS (OCEMS) Medical Director, Dr. Samuel Stratton, asking him to cite the authority that allows OCEMS to delegate its responsibility to conduct competitive bids to the OCFA. On November 22, 2013, Dr. Stratton responded with a letter disputing the contention that OCEMS delegated any of its responsibilities as the local emergency services agency. This prompted a December 26, 2013 response from EMSA that the statutory authority related to exclusive operating areas and competitive processes rests solely with OCEMS.

On January 30, 2013, Dr. Stratton and staff met with EMSA Director Dr. Howard Backer and staff to clarify the RFP responsibility to ensure the local operational plan under development will reflect the regulations considered for EMSA approval. On February 4, 2013, Dr. Backer sent a letter to Dr. Stratton confirming OCEMS shall conduct and administer RFPs and contracts for 19 OCFA cities (Attachment 1). Additionally, EMSA directed that ambulance contracts must be awarded to the highest ranked bidder. If the highest ranked bidder is not awarded the contract, OCEMS is required to conduct a new RFP.

OCEMS RFPs:

The current OCFA contracts with ambulance providers serving unincorporated areas expire on August 31, 2014. OCEMS must conduct the RFPs and administer the contracts for operating areas served by OCFA to maintain antitrust protection and to maintain reliable emergency transport services. Attachment 2 is the EMSA list of exclusive and non-exclusive operating areas for all Orange County cities. The EMSA determination is specific to the 19 cities with OCFA administered contracts expiring on August 31, 2014. For the remaining cities, the proposed EMS Plan includes a mechanism to address the exclusive and non-exclusive cities

separately. For non-exclusive cities seeking antitrust protection, OCEMS will monitor the RFP and contracts.

OCEMS, OCFA and its member cities have continued to meet regularly in anticipation of EMSA determination. On January 9, 2013, Dr. Stratton was invited to the OCFA City Manager meeting to discuss the requirement to award contracts to the top bidder. On January 31, 2013, OCFA notified its member cities after the EMSA verbal determination that OCEMS would conduct the RFP. OCEMS will host a meeting with the 19 member cities on February 19, 2014 to discuss the transition and consolidation of operating areas. Outside of the RFP process, OCEMS will continue to collaborate with OCFA in its role as the first responders and advanced life support providers in 911 emergencies. OCEMS looks forward to continuing its partnership with OCFA and its member cities. Attachment 4 is the current list of ambulance providers by city.

The purpose of establishing exclusive operating areas is for local EMS agencies to develop a coordinated plan to meet the local area's emergency medical needs. While a county makes a recommendation on establishing emergency operating areas, it is the local EMS agency (OCEMS) that designates those areas subject to EMSA approval. The medical component of this authority remains critical to EMSA. Its direction, however does not limit the Board's role as a stakeholder in development of the OCEMS plan. From a medical perspective, Dr. Stratton has advised that consolidating the current 19 exclusive operating areas into 5 regions will assure uniform provision of medical transport, maximize coverage and rapid response times, and standardize medical performance among providers. Additionally, to support OCEMS contract monitoring, the consolidation will allow for a standardized system of data collection necessary for quality assurance. Attachment 3 lists the proposed exclusive operating areas for the 19 cities served by OCFA.

OCEMS Plan:

State statute requires annual filing of a local EMS Agency, emergency medical services plan. Each plan is subject to EMSA approval. OCEMS submitted its last EMSA-approved plan in 2007. While plan amendments have been filed on a regular basis, including the OCEMS Trauma Plan in 2013, OCEMS is at fault for not filing an annual, complete plan. It is important to report that OCEMS was unable to update its plan, in part, because of higher level discussions between the County and the Cities of Newport Beach, Huntington Beach, Anaheim, and Orange over specific ambulance operating rights. In addition, a 2010 California Appellate Court decision (*Butte County v. California EMS Authority, Inc.*) required the EMSA to develop regulations that defined requirements for ambulance operating areas to be considered eligible for antitrust protection. OCEMS has held submission of the plan pending EMSA issuing its regulations post Butte. At present, the OCEMS was instructed by EMSA to submit an updated plan. Your Board of Supervisors and the Emergency Medical Care Committee will have an opportunity to review the plan. The plan will undergo continued local discussion and may be amended on an on-going basis with referral of amendments to EMSA for approval.

Rather than request your Board rescind its resolution delegating the authority to OCFA, the OCEMS plan proposes a more comprehensive approach to amend Ambulance Ordinance 3517. It is the intent of OCEMS to work with County Counsel to bring the proposed Ordinance revision to your Board for consideration.

My office will schedule individual Supervisorial briefings with Dr. Stratton in the coming weeks. OCEMS, working with your Board and the OCFA city partners, will continue to focus on the health and safety of emergency medical service delivery. In the interim, should you have any questions, please do not hesitate to contact me at (714) 834-6021.


Mark A. Refowitz, Director

cc: Dr. Sam Stratton, OCEMS Medical Director
Michael B. Giancola, Chief Executive Officer
Mark Denny, Chief Operating Officer
Orange County Fire Authority Board of Directors
Aliso Viejo City Manager David Doyle
Anaheim City Manager Marcie Edwards
Brea City Manager Tim O'Donnell
Buena Park City Manager Jim Vanderpool
Costa Mesa City Manager Thomas Hatch
Cypress City Manager John Bahorski
Dana Point City Manager Douglas Chotkevys
Fountain Valley City Manager Bob Hall
Fullerton City Manager Joseph Felz
Garden Grove City Manager Matthew Fertal
Huntington Beach City Manager Fred Wilson
Irvine City Manager Sean Joyce
La Habra City Manager Jim Sadro
La Palma City Manager Ellen Volmert
Laguna Beach City Manager John Pietig
Laguna Hills City Manager Bruce Channing
Laguna Niguel City Manager Rod Foster
Laguna Woods City Manager Christopher Macon
Lake Forest City Manager Robert Dunek
Los Alamitos City Manager Bret Plumlee
Mission Viejo City Manager Dennis Wilberg
Newport Beach City Manager Dave Kiff
Orange City Manager John Sibly
Placentia City Manager Troy Butzlaff
Rancho Santa Margarita City Manager Jennifer Cervantez
San Clemente City Manager Paul Gudgeirsson
San Juan Capistrano City Manager Karen Brust
Santa Ana City Manager David Cavazos
Seal Beach City Manager Jill Ingram
Stanton City Manager James Box
Tustin City Manager Jeffrey Parker
Villa Park City Manager Jared Hildenbrand
Westminster City Manager Eddie Manfro
Yorba Linda City Manager Mark Pulone

Enclosures: Attachment 1- EMSA determination to Dr. Stratton
Attachment 2- EMSA EOA Status
Attachment 3- Proposed EOA by City
Attachment 4- Ambulance Provider by OCFA City

EMERGENCY MEDICAL SERVICES AUTHORITY

10901 GOLD CENTER DR., SUITE 400
RANCHO CORDOVA, CA 95670
(916) 322-4336 FAX (916) 324-2875



February 3, 2014

Samuel J. Stratton, MD, MPH
Medical Director
Orange County EMS Agency
405 W. 5th Street, Suite 301A
Santa Ana, CA 92701

Dear Dr. Stratton:

This letter is to summarize our meeting with Orange County EMS Agency staff on January 30, 2014 at EMSA (Emergency Medical Services Authority). Upon reviewing the information discussed during our meeting, EMSA's position related to the delegation of statutory authority related to exclusive operating areas and competitive processes as noted in our December 26, 2013 letter has not changed.

On October 25, 2013, EMSA inquired about fair and equitable bidding practices on all Orange County emergency ambulance service request for proposals (RFPs). Available documentation showed that the Orange County EMS Agency (OCEMS) potentially delegated its authority for conducting of the competitive processes for emergency ambulance service in 19 ambulance zones to the Orange County Fire Authority (OCFA). Your response to our October 25, 2013 letter, dated November 22, 2013, stated that the OCEMS had not delegated any of its statutory responsibilities for the OCFA ambulance operator zones.

Rather, OCFA proposed, with OCEMS endorsement, the authorization of the Orange County Board of Supervisors to "conduct a competitive process on behalf of OCEMS for the selection and award of emergency ambulance exclusive operating area contracts for OCFA jurisdictional areas; effective July 1, 2004". Orange County Board of Supervisors Resolution 04-120 approved the OCFA proposal with OCFA conducting the RFP and OCEMS reviewing the process to assure competitiveness. In EMSA's view, this delegation of the competitive process and selection of providers to the OCFA is not consistent with the EMS Act.

Health and Safety Code Section 1797.224 states:

"...A local EMS agency which elects to create one or more exclusive operating areas in the development of a local plan shall develop and submit for approval to the authority, as part of the local EMS plan, *its* (emphasis added) competitive process for selecting providers and determining the scope of their operations...."

In 2010, the California Appellate Court decision *The County of Butte v. The California Emergency Medical Services Authority, Inc.* (2010) 187 Cal.App.4th 1175 clarified the statutory responsibility of a local EMS agency for administration of RFPs and contracts for exclusive ambulance operator areas.

“...section 1797.200 unambiguously requires the county to designate *one* local EMS agency, not two such agencies sharing the statutory powers and duties of Chapter 4 of the EMS Act. Indeed, the purpose of the EMS Act was to replace the preexisting haphazard regulatory system with a simplified two-tiered regulatory system “governing virtually every aspect of prehospital emergency medical services” (County of San Bernardino, *supra*, 15 Cal.4th at p. 915), including the establishment of EOAs and the designation of exclusive operators within those areas (§ 1797.224)”

This decision clarified that the local EMS agency, including OCEMS, is responsible for the procurement process and contracts awarded for ambulance area exclusivity within the local EMS jurisdiction when seeking State sanctioned antitrust protection under California Health and Safety Code 1797.6.

EMSA has determined that the delegation of the RFP processes to the OCFA is not in compliance with statute and current case law (*Butte Decision*). The 19 ambulance areas specific to this determination are: City of Aliso Viejo, City of Cypress, City of Dana Point, City of Irvine, City of La Palma, City of Laguna Hills, City of Laguna Niguel, City of Laguna Woods, City of Lake Forest, City of Los Alamitos, City of Mission Viejo, City of Placentia, City of Rancho Margarita, City of San Juan Capistrano, City of Seal Beach, City of Stanton, City of Tustin, City of Villa Park and the City of Yorba Linda.

OCEMS must conduct and administer RFPs and contracts for those ambulance areas in order to attain and maintain State sanctioned antitrust protection under Health and Safety Code 1797.6, 1797.85 and 1797.224. OCEMS may contract with neutral third parties, such as consultants who do not have a vested interest in the process, to develop and administer RFPs. However, OCEMS must provide direct oversight, monitoring, and ultimately the selection of a provider as part of the competitive process.

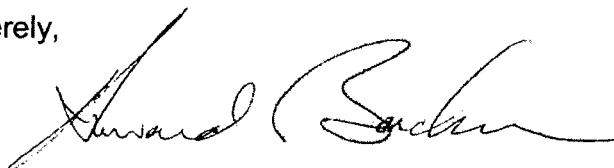
EMSA is aware of potential situations where the top ranked, responsive and responsible bidder for an Orange County ambulance area RFPs has been passed over for a lower scoring bidder when contracts were awarded. The reason for conducting an ambulance RFP is to allow for selection of the top ranking responsive and responsible bidder. With this in consideration, the top ranked bidder in the RFP process is to be awarded the contract for which the RFP is held. This position is supported by the recent California Appellate Court case of *Eel River Disposal Resource Recovery, Inc. v. County of Humboldt* (2013) Cal 1. A135744. This court decision states that in competitive bidding for exclusive contracts, the contract award must be made on the basis of criteria set forth in the published RFP.

Samuel J. Stratton, MD, MPH
Orange County EMS Agency
February 3, 2014
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EMSA looks forward to OCEMS submitting an updated EMS plan, and competitive processes, which conforms to EMS statutes. EMSA appreciates the cooperation and support of OCEMS during this review process.

Please contact Tom McGinnis, EMS Systems Division Chief at (916) 431-3695 if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Howard Backer". The signature is fluid and cursive, with a large initial "H" and "B".

Howard Backer, MD, MPH, FACEP
Director

HB:II

cc: Tammi McConnell, OCEMS Program Administrator



Ambulance Zones, Ground Exclusive Operating Areas (EOA) Status Determinations by EMSA As of August 2013

**Emergency Medical Services Authority
California Health and Human Services Agency**



CALIFORNIA EMERGENCY AMBULANCE (GROUND) ZONES

EMSA Determinations as of 08/27/13

| Local EMS Agency | County Name | Name of Zone | Zone Description | Current Provider(s) | Exclusivity Status Exclusive vs. Non-Exclusive | Type of Exclusivity (H&S 1797.85) | Scope of Operations for Exclusivity | Last Competitive Process | EMSA Competitive Process Approval Date | Date of last Approved EMS Plan/Update | Non-Competitive Process EOA's | Competitive Process EOA's | Non-Exclusive |
|---------------------|-------------|----------------------------|--|-------------------------------|--|-----------------------------------|-------------------------------------|--------------------------|--|---------------------------------------|-------------------------------|---------------------------|---------------|
| NORTHERN CALIFORNIA | TRINITY | Zone 3 STAR | Ridge to Humboldt Co Line South: Mendocino Co Line to include Yolla Bolly Wilderness and Kattenpom/Zenia areas East: Hwy 36 to Shasta Co Line West: Hwy 36 to Deer Field Rancho (mile marker 29.2) | Southern Trinity Area Rescue | Non-Exclusive | | | | | 08/07/13 | | | X |
| NORTHERN CALIFORNIA | TRINITY | Zone 4 Down River | SR 299 to Cedar Flat Bridge; SR 289 to Trinity/Humboldt County Lines | Hyampom Ambulance | Non-Exclusive | | | | | 08/07/13 | | | X |
| ORANGE | ORANGE | EOA 1 - Anaheim | City of Anaheim | Care Ambulance Service | Non-Exclusive | | | | | 011/14/07 | | | X |
| ORANGE | ORANGE | EOA 2 - Brea | City of Brea | Emergency Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | | | 011/14/07 | | | X |
| ORANGE | ORANGE | EOA 3 - City of Buena Park | City of Buena Park | Care Ambulance Service | Non-Exclusive | | | | | 011/14/07 | | | X |
| ORANGE | ORANGE | EOA 4 - Costa Mesa | City of Costa Mesa | Schaefer Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | 1117 | 10/25/07 | 011/14/07 | | | X |
| ORANGE | ORANGE | EOA 5 - City of Cypress | City of Cypress | Medix Ambulance Service, Inc. | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 011/14/07 | | | X |

Note: Based on current EMS Plan approval by EMSA pursuant to 1797.224 - pending issues may not be reflected.

CALIFORNIA EMERGENCY AMBULANCE (GROUND) ZONES

EMSA Determinations as of 08/27/13

| Local EMS Agency | County Name | Name of Zone | Zone Description | Current Provider(s) | Exclusivity Status Exclusive vs. Non-Exclusive | Type of Exclusivity (H&S 1797.85) | Scope of Operations for Exclusivity | Last Competitive Process | EMSA Competitive Process Approval Date | Date of last Approved EMS Plan/Update | Non-Competitive Process EOA's | Competitive Process EOA's | Non-Exclusive |
|------------------|-------------|----------------------------------|--------------------------|-------------------------------|--|-----------------------------------|-------------------------------------|--------------------------|--|---------------------------------------|-------------------------------|---------------------------|---------------|
| ORANGE | ORANGE | EOA 6 - Fountain Valley | City of Fountain Valley | Care Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | 0210 | 10/07/08 | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 7 - Fullerton | City of Fullerton | Care Ambulance Service | Non-Exclusive | | | | | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 8 - Garden Grove | City of Garden Grove | Care Ambulance Service | Non-Exclusive | | | | | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 9 - City of Huntington Beach | City of Huntington Beach | Huntington Beach Fire Dept. | Non-Exclusive | | | | | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 10 - City of Irvine | City of Irvine | Doctor Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL372 | 07/02/04 | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 11 - City of Laguna Beach | City of Laguna Beach | Doctor's Ambulance Service | Non-Exclusive | | | | | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 12 - La Habra | City of La Habra | Los Angeles County Fire Dept. | Non-Exclusive | | | | | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 13 - City of La Palma | City of La Palma | Care Ambulance Services, Inc. | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 14 - City of Los Alamitos | City of Los Alamitos | Medix Ambulance Service, Inc. | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 15 - Newport Beach | Newport Beach | Newport Beach Fire Dept. | Non-Exclusive | | | | | 011/14/07 | | | |
| ORANGE | ORANGE | EOA 16 - City of Orange | City of Orange | Orange Fire Dept. | Non-Exclusive | | | | | 011/14/07 | | | |

Note: Based on current EMS Plan approval by EMSA pursuant to 1797.224 - pending issues may not be reflected.

CALIFORNIA EMERGENCY AMBULANCE (GROUND) ZONES

EMSA Determinations as of 08/27/13

| Local EMS Agency | County Name | Name of Zone | Zone Description | Current Provider(s) | Exclusivity Status Exclusive vs. Non-Exclusive | Type of Exclusivity (H&S 1797.85) | Scope of Operations for Exclusivity | Last Competitive Process | EMSA Competitive Process Approval Date | Date of last Approved EMS Plan/Update | Non-Competitive Process EOAs | Competitive Process EOAs | Non-Exclusive |
|------------------|-------------|--------------------------------------|--|-----------------------------|--|-----------------------------------|-------------------------------------|--------------------------|--|---------------------------------------|------------------------------|--------------------------|---------------|
| ORANGE | ORANGE | EOA 17 - City of Placentia | City of Placentia | Emergency Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 18 - City of San Clemente | City of San Clemente | City of San Clemente | Non-Exclusive | | | | | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 19 - City of San Juan Capistrano | San Juan Capistrano | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 20 - City of Santa Ana | City of Santa Ana | Santa Ana Fire Dept. | Non-Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 21 - City of Seal Beach | City of Seal Beach (and Seal Beach Leisure World, Sunset Beach and Bolsa Chica). | Care Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 22 - City of Stanton | City of Stanton | Care Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 23 - City of Tustin | City of Tustin | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 24 - City of Villa Park | City of Villa Park (includes Orange/Olive, Orange Park, Silverado Canyon). | Americare Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 25 - City of Westminster | City of Westminster | City of Westminster | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | 2011-WPD002 | 12/30/11 | 01/1/14/07 | | | |
| ORANGE | ORANGE | EOA 26 - City of Yorba Linda | City of Yorba Linda | Emergency Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/1/14/07 | | | |

Note: Based on current EMS Plan approval by EMSA pursuant to 1797.224 - pending issues may not be reflected.

CALIFORNIA EMERGENCY AMBULANCE (GROUND) ZONES

EMSA Determinations as of 08/27/13

| Local EMS Agency | County Name | Name of Zone | Zone Description | Current Provider(s) | Exclusivity Status Exclusive vs. Non-Exclusive | Type of Exclusivity (H&S 1797.86) | Scope of Operations for Exclusivity | Last Competitive Process | EMSA Competitive Process Approval Date | Date of last Approved EMS Plan/Update | Non-Competitive Process EOA's | Competitive Process EOA's | Non-Exclusive |
|------------------|-------------|---|--|----------------------------------|--|-----------------------------------|-------------------------------------|--------------------------|--|---------------------------------------|-------------------------------|---------------------------|---------------|
| ORANGE | ORANGE | EOA 28 - City of Laguna Hills | City of Laguna Hills | Doctor's Ambulance | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/11/14/07 | | X | |
| ORANGE | ORANGE | EOA 29 - Rancho Santa Margarita & unincorporated area | City of Rancho Santa Margarita & unincorporated area. | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/11/14/07 | | | |
| ORANGE | ORANGE | EOA 30 - City of Laguna Niguel | City of Laguna Niguel & unincorporated area. | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/11/14/07 | | X | |
| ORANGE | ORANGE | EOA 32 - Aliso Viejo | City of Aliso Viejo & unincorporated area | Doctor's Ambulance Service, Inc. | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/11/14/07 | | X | |
| ORANGE | ORANGE | EOA 35 - Laguna Woods | Laguna Woods & contiguous unincorporated areas | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/11/14/07 | | X | |
| ORANGE | ORANGE | EDA 38 - City of Mission Viejo | City of Mission Viejo | Medix Ambulance Service, Inc. | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/11/14/07 | | X | |
| ORANGE | ORANGE | EOA 39 - City of Dana Point | City of Dana Point | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | RL972 | 07/02/04 | 01/11/14/07 | | X | |
| ORANGE | ORANGE | EOA 42 - City of Lake Forest | City of Lake Forest | Doctor's Ambulance Service | Exclusive | Emergency Ambulance Services | 9-1-1 Emergency Response | JR1494 | 07/31/08 | 01/11/14/07 | | X | |
| RIVERSIDE | RIVERSIDE | Pass Area | Cities of Banning, Beaumont Calimesa, & adjacent unincorporated area | AMR | Non-Exclusive | | | | | 07/20/12 | | | X |

Note: Based on current EMS Plan approval by EMSA pursuant to 1797.224 - pending issues may not be reflected.

PROPOSED OCEMS REGIONS
OCFA-member cities with contracts expiring 8/31/14
February 2014 – December 2014

| ASA | CITY | Unincorp | BOS District | Conduct RFP | Awarding Agency | Contract Admin 2014-2024 | Current Provider | EMSA Exclusive | RE-DESIGN 2014 |
|-----|------------------------|----------|--------------|-------------|-----------------|--------------------------|------------------|----------------|----------------|
| 5 | Cypress | | 2 | OCEMS | BOS | OCEMS | Care | X | REGION B |
| 10 | Irvine | X | 3,5 | OCEMS | BOS | OCEMS | Care | X | REGION C |
| 13 | La Palma | | 2 | OCEMS | BOS | OCEMS | Care | X | REGION B |
| 14 | Los Alamitos | X | 2 | OCEMS | BOS | OCEMS | Care | X | REGION B |
| 17 | Placentia | X | 4 | OCEMS | BOS | OCEMS | Emergency | X | REGION A |
| 19 | San Juan Capistrano | X | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION E |
| 21 | Seal Beach | X | 2 | OCEMS | BOS | OCEMS | Care | X | REGION B |
| 22 | Stanton | X | 2 | OCEMS | BOS | OCEMS | Care | X | REGION B |
| 23 | Tustin | X | 3 | OCEMS | BOS | OCEMS | Doctors | X | REGION C |
| 24 | Villa Park | X | 3 | OCEMS | BOS | OCEMS | Americare | X | REGION C |
| 26 | Yorba Linda | X | 3 | OCEMS | BOS | OCEMS | Emergency | X | REGION A |
| 28 | Laguna Hills | X | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION D |
| 29 | Rancho Santa Margarita | X | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION E |
| 30 | Laguna Niguel | X | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION D |
| 32 | Aliso Viejo | X | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION D |
| 35 | Laguna Woods | | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION D |
| 38 | Mission Viejo | | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION E |
| 39 | Dana Point | | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION D |
| 42 | Lake Forest | X | 5 | OCEMS | BOS | OCEMS | Doctors | X | REGION E |

LIST OF OCFA CITIES INCLUDED IN 2014 RFP

| City | Unincorporated Areas | BOS District | Exclusive | Agency Awarding Contract - 2014 | Transport Provider |
|------------------------|-----------------------------|---------------------|------------------|--|---------------------------|
| Cypress | | 2 | X | OCFA | Care |
| Irvine | X | 3,5 | X | OCFA | Doctors |
| La Palma | | 2 | X | OCFA | Care |
| Los Alamitos | X | 2 | X | OCFA | Care |
| Placentia | X | 4 | X | OCFA | Emergency |
| San Juan Capistrano | X | 5 | X | City | Doctor |
| Seal Beach | X | 2 | X | OCFA | Care |
| Stanton | X | 2 | X | OCFA | Care |
| Tustin | X | 3 | X | City | Doctors |
| Villa Park | X | 3 | X | OCFA | Americare |
| Yorba Linda | X | 3 | X | OCFA | Emergency |
| Laguna Hills | | 5 | X | OCFA | Doctors |
| Rancho Santa Margarita | X | 5 | X | City | Doctors |
| Laguna Niguel | | 5 | X | City | Doctors |
| Aliso Viejo | X | 5 | X | City | Doctors |
| Laguna Woods | X | 5 | X | OCFA | Doctors |
| Mission Viejo | | 5 | X | City | Doctors |
| Dana Point | | 5 | X | City | Doctors |
| Lake Forest | X | 5 | X | City | Doctors |

**AMENDED ORANGE COUNTY FIRE AUTHORITY
JOINT POWERS AGREEMENT**

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4. **Powers.** Pursuant to and to the extent required by Government Code Section 6509, the Authority shall be restricted in the exercises of its powers in the same manner as is a general law city. The Authority shall have the power to do any of the following in its own name:

- A. To exercise the common powers of its members in providing fire suppression, protection, prevention and related and incidental services.
- B. To make and enter into contracts, including contracts with its members; notwithstanding, the Authority may not enter into real property development agreements.
- C. To assume Fire Department contracts relating to fire suppression, protection, prevention and related and incidental services.
- D. To determine compensation and working conditions and negotiate contracts with employees and employee organizations.
- E. To employ such agents, employees and other persons as it deems necessary to accomplish its purpose.

- F. To lease, acquire, hold and dispose of property.
- G. To invest surplus funds.
- H. To incur debts, liabilities, or obligations, provided that all long term bonded indebtedness, certificates of participation or other long-term debt financing require the prior consent of the members as set out in Article IV. hereof.
- I. To sue and be sued in its own name.
- J. To apply for grants, loans, or other assistance from persons, firms, corporations, or governmental entities.
- K. To use any and all financing mechanisms available to the Authority, subject to the provisions of Article IV. hereof.
- L. To prepare and support legislation related to the purposes of the Agreement.

- M. To lease, acquire, construct, operate, maintain, repair and manage new or existing facilities as well as to close or discontinue the use of such facilities.
- N. To levy and collect payments and fees for services, provided that paramedic or ambulance user fees shall be approved by the member(s) affected.
- O. To impose new special taxes or assessments as authorized by law to the extent allowed by law, and in coordination with the underlying jurisdiction.
- P. To provide related services as authorized by law.
- Q. To contract for the services of attorneys, consultants and other services as needed.
- R. To purchase insurance or to self-insure and to contract for risk management services.

| |
|---|
| 2013 ALS Rate Comparison By County |
|---|

Emergency ALS Rate

2013

| | | |
|-------------------|-------------------|--|
| Butte | \$2,399.00 | |
| Monterey | \$2,205.69 | |
| Santa Barbara | \$2,009.58 | |
| San Mateo | \$1,905.69 | |
| San Luis Obispo | \$1,840.64 | |
| Stanislaus | \$1,742.49 | |
| Santa Cruz | \$1,738.76 | |
| Alameda | \$1,650.26 | |
| San Francisco | \$1,602.22 | |
| Merced | \$1,600.00 | |
| Placer | \$1,599.14 | |
| Ventura | \$1,588.00 | |
| Los Angeles | \$1,540.00 | |
| Shasta | \$1,529.45 | |
| Yolo | \$1,489.48 | |
| Contra Costa* | \$1,424.88 | |
| San Joaquin | \$1,388.49 | |
| El Dorado | \$1,299.14 | |
| Marin | \$1,290.88 | |
| City of San Diego | \$1,275.00 | |
| San Bernardino | \$1,221.34 | |
| Sonoma | \$1,165.61 | |
| Riverside | \$1,151.48 | |
| Santa Clara | \$1,149.35 | |
| Orange | \$1,096.82 | |
| Sacramento | \$1,095.08 | |
| Tulare | \$1,091.33 | |
| Kern | \$1,051.48 | |
| Solano | \$1,050.00 | |
| Fresno | \$913.88 | |

| | ALS | ALS Increment |
|--------------------------------|-------------------|---------------|
| Orange | \$1,096.82 | \$379.75 |
| City of San Diego | \$1,275.00 | \$304.00 |
| Los Angeles | \$1,540.00 | \$402.00 |
| Riverside | \$1,151.48 | \$347.31 |
| San Bernardino | \$1,221.34 | \$518.98 |
| AVG | \$1,296.96 | \$393.07 |
| OCFA Compared to 4 Counties | (\$200.14) | (\$13.32) |
| | -15.43% | -3.39% |