



Legislation Text

File #: 25-1048, **Version:** 1

Interoffice Memorandum

DATE: July 11, 2025

TO: Mayor Jerry L. Demings and County Commissioners

THROUGH: Raul Pino, M.D., MPH, Department Director

FROM: Christian Zuver, M.D., Medical Director

CONTACT: Sandra D. Roe

PHONE: 407-836-7611

DIVISION: EMS, Office of the Medical Director

ACTION REQUESTED:

Approval and execution of the modified Certificate of Public Convenience and Necessity for MedFleet, LLC d/b/a ATI Ambulance to provide Advanced Life Support and Basic Life Support interfacility transport services in Orange County, Florida. The term of this modified Certificate is from August 5, 2025, through August 4, 2027. There is no cost to the County. (**EMS Office of the Medical Director**)

PROJECT: N/A

PURPOSE: Background. On August 6, 2019, the Board granted Affordable Transport, Inc. ("ATI") a Certificate of Public Convenience and Necessity (COPCN) to provide interfacility advanced life support transport services from a limited number of health care facilities in Orange County. On September 27, 2022, the Board modified ATI's COPCN to remove the limitations on facilities and authorized ATI to generally provide interfacility advanced life support and basic life support transport services in Orange County. On March 1, 2024, ATI entered into a Management Services Agreement and an Asset Purchase Agreement with MedFleet, LLC ("MedFleet") pursuant to which MedFleet agreed to provide certain management services for ATI like billing, personnel, asset management, licensing, and medical records management, and ATI agreed to sell certain assets and equipment to MedFleet like vehicles, contracts, and intellectual property rights, respectively. Due to the substantial and material change in the status of ATI, the Orange County Emergency Medical Services Advisory Council (EMSAC) reviewed ATI's COPCN renewal application on October 23, 2024, and recommended approval. On April 8, 2025, the Board renewed ATI's COPCN.

Application to Modify. On March 17, 2025, ATI and MedFleet submitted an application to Orange County's Office of the Medical Director/EMS Division ("EMS") to modify ATI's COPCN by transferring the COPCN to MedFleet, which included a Transfer Agreement between ATI and MedFleet dated March 5, 2025. Due to the substantial and material nature of the requested modification, and in accordance with Section 20-99 of the Orange County Code, EMS scheduled the modification application for EMSAC review and recommendation. EMS notified EMSAC, other COPCN holders, and published notice of the modification application and EMSAC meeting in the *Orlando Sentinel* on May 6, 2025.

EMSAC Review and Recommendation. On May 28, 2025, EMSAC met to review ATI's modification application. At the meeting, EMS framed the issue, MedFleet presented the application, and EMSAC requested public comment. EMSAC reviewed the modification application which included all of the requirements for new COPCN applicants including, but not limited to, MedFleet's licensing information, a business agreement between MedFleet and a health care provider in Orange County, and MedFleet's certificates of insurance. Additionally, EMSAC reviewed the guidelines for determining the public convenience and necessity described in Section 20-95 of the Orange County Code. At the conclusion of the meeting, EMSAC recommended that the Board grant ATI's application to modify ATI's COPCN by transferring ATI's COPCN to MedFleet. A copy of EMSAC's Report and Recommendation is attached to this Memorandum.

BUDGET: N/A

BCC Mtg. Date: August 5, 2025

ORANGE COUNTY, FLORIDA
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
for
MEDFLEET, LLC D/B/A ATI AMBULANCE

WHEREAS, Section 401.25, Florida Statutes, governs the licensure of entities providing prehospital or interfacility advanced life support (“ALS”) services or basic life support (“BLS”) transportation services and requires applicants for licensure to obtain a certificate of public convenience and necessity from each county in which the applicant will operate; and

WHEREAS, Section 401.25, Florida Statutes, authorizes the governing body of each county to adopt ordinances that provide reasonable standards for certificates of public convenience and necessity; and

WHEREAS, Chapter 20, Article III, Orange County Code, governs the modification of certificates of public convenience and necessity in Orange County, Florida (“COPCN” or “Certificate”); and

WHEREAS, on March 17, 2025, Affordable Transport, Inc. (“ATI”) submitted an application to Orange County’s Office of the Medical Director/EMS Division (“EMS”) to modify ATI’s COPCN by transferring the COPCN to MedFleet, LLC (“MedFleet”), which included a Transfer Agreement between ATI and MedFleet dated March 5, 2025 (“Application”); and

WHEREAS, on May 28, 2025, in accordance with Section 20-99 of the Orange County Code, the Orange County Emergency Medical Services Advisory Council (“EMSAC”) held a regularly scheduled public meeting, reviewed the Application, and voted to recommend that the Board of County Commissioners grant ATI’s application to modify ATI’s COPCN by transferring ATI’s COPCN to MedFleet; and

WHEREAS, the Board has considered the Application, the recommendations from EMS and EMSAC, and all other applicable recommendations and objections; and

WHEREAS, the Board has determined that MedFleet is financially and otherwise able to provide adequate and uninterrupted services and that MedFleet’s proposed service, to the extent authorized by this Certificate, is in the interest of the public convenience and necessity.

NOW THEREFORE, THE ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS CERTIFIES:

Section 1. Recitals. The above recitals are hereby incorporated into this Certificate.

Section 2. Application, Levels of Service, and Certificate. The Board hereby grants ATI’s Application to modify ATI’s COPCN by transferring ATI’s COPCN to MedFleet. By modifying this Certificate, the Board authorizes MedFleet to provide **Level 7 Interfacility transport services in Orange County, Florida** in accordance with the terms, conditions, and limitations of this Certificate. The Board hereby issues this Certificate to **MedFleet, LLC d/b/a ATI Ambulance**, and, upon becoming effective, this Certificate shall supersede and replace all previous certificates issued to ATI by the Board. The Board certifies that MedFleet’s services are in the interest of the public convenience and necessity.

Section 3. Term. The "Term" of this Certificate is the period of time during which this Certificate is valid and effective. This Certificate's Term shall be for a two-year period beginning on **August 5, 2025**, and expiring on **August 4, 2027**. Notwithstanding the foregoing, the Term may expire earlier if this Certificate is suspended or revoked pursuant to Orange County Code.

Section 4. Indemnification. In consideration of this Certificate, which permits MedFleet to provide interfacility transport services in Orange County, pursuant to Section 20-96 of the Orange County Code, and to the fullest extent permitted by law, MedFleet agrees to defend, indemnify, and hold harmless the County, its officials, agents, and employees from and against any and all claims, suits, judgments, demands, liabilities, damages, costs and expenses (including attorney's fees) of any kind or nature whatsoever arising directly or indirectly out of or caused in whole or in part by any act or omission of MedFleet or its subcontractors (if any), anyone directly or indirectly employed by them, or anyone for whose acts any of them may be liable; excepting those acts or omissions arising out of the sole negligence of the County.

Section 5. Compliance with Laws. By accepting this Certificate or providing interfacility transport services in Orange County pursuant to this Certificate, MedFleet agrees to comply with all applicable state and local laws and regulations.

ADOPTED THIS 5 DAY OF August, 2025.

ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: Jerry L. Demings
for Jerry L. Demings
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: Phil Diamond
Deputy Clerk

