




Interoffice Memorandum

AGENDA ITEM

September 7, 2022

TO: Mayor Jerry L. Demings
-AND-
County Commissioners

THRU: Raul Pino, MD, MPH, Director
Health Services Department 

FROM: Christian C. Zuver, M.D., Medical Director
EMS Office of the Medical Director
Contact: (407) 836-7611

SUBJECT: Certificate of Public Convenience and Necessity
Renewal for AdventHealth EMS
Consent Agenda – September 27, 2022

The EMS Office of the Medical Director requests the approval of the renewal Certificate of Public Convenience and Necessity for AdventHealth EMS to provide Advanced Life Support Transport Service. AdventHealth EMS has submitted the attached application requesting the renewal of their Certificate of Public Convenience and Necessity. The current certificate has been in effect as an Advanced Life Support Transport Service since 1995.

The EMS Office of the Medical Director has determined that all requirements have been met by AdventHealth EMS as contained in Orange County Ordinance 2022-19.

ACTION REQUESTED: Approval and execution of the renewal Certificate of Public Convenience and Necessity for AdventHealth EMS to provide Advanced Life Support Transport Service. The term of this certificate is from January 1, 2023 through January 1, 2025. There is no cost to the County. **(EMS Office of the Medical Director)**

CZ/jj

Attachments

BCC Mtg. Date: September 27, 2022

ORANGE COUNTY, FLORIDA
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
for
ADVENTHEALTH EMS

WHEREAS, Section 401.25, Florida Statutes, governs the licensure of entities providing prehospital advanced life support ("ALS") services or basic life support ("BLS") transportation services; and

WHEREAS, Section 401.25, Florida Statutes, 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 requires the consideration of state guidelines, recommendations of the local or regional trauma agency created under Chapter 395, Florida Statutes, and the recommendations of municipalities within its jurisdiction when developing said standards; and

WHEREAS, Chapter 20, Article III, Orange County Code (the "Code"), governs the application for a certificate of public convenience and necessity in Orange County, Florida ("COPCN" or "Certificate") and provides reasonable standards; and

WHEREAS, on September 2, 2022, AdventHealth EMS ("AdventHealth EMS" or "Applicant") submitted its renewal application for a COPCN to Orange County's Office of the Medical Director/EMS Division ("EMS") to provide BLS and ALS transport services within all areas within the geographical area of Orange County, Florida including Apopka, Christmas, Clarcona, Gotha, Killarney, Maitland, Oakland, Ocoee, Orlando, Plymouth, Tangerine, Windermere, Winter Garden, Winter Park, and Zellwood ("Application"); and

WHEREAS, EMS investigated the Application, the public need for the proposed service, and the geographical area involved. EMS recommended that the Orange County Board of County Commissioners ("Board" or "BCC") grant AdventHealth EMS' Application; and

WHEREAS, the Board has considered the Application, EMS's recommendation, all applicable recommendations from municipalities within Orange County, Florida (the "County"), and all applicable objections. The Board has determined that the Applicant's proposed service, to the extent authorized by this Certificate, is or will be required by the present or future public convenience or necessity. The Board has determined that the Applicant is financially and otherwise able to provide adequate and uninterrupted service as required.

NOW THEREFORE, BE IT RESOLVED BY THE ORANGE COUNTY BOARD OF COUNTY COMMISSIONERS:

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

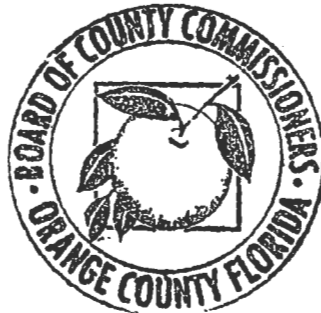
Section 2. Application and Certificate. The Board hereby grants AdventHealth EMS' Application for permission to provide **BLS and ALS transport services in Orange County, Florida** in accordance with the terms, conditions, and limitations of this Certificate. The Board hereby issues this Certificate to **AdventHealth EMS**. The Board certifies that the Applicant's proposed services are for the benefit of the population of the County or the benefit of the population of some geographic area of the County.

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 **January 1, 2023** and expiring on **January 1, 2025**. 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 AdventHealth EMS to provide BLS and ALS transport services in Orange County, pursuant to Section 20-93, Orange County Code, and to the fullest extent permitted by law, AdventHealth EMS 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, cost 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 AdventHealth EMS 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 BLS or ALS transport services in Orange County pursuant to this Certificate, AdventHealth EMS agrees to comply with all applicable state and local laws and regulations.

ADOPTED THIS 27th DAY OF September, 2022.



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: *Kate Smith*
Deputy Clerk



Rec'd by
hand delivery
9/2/2022
[Signature]

ORANGE COUNTY, FLORIDA
EMS OFFICE OF THE MEDICAL DIRECTOR
RENEWAL APPLICATION
FOR
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

Level of Service

- | | | |
|--|---|--|
| <input type="checkbox"/> BLS Non Transport | <input type="checkbox"/> ALS Non Transport | <input type="checkbox"/> Prehospital Air Ambulance |
| <input type="checkbox"/> BLS Transport | <input checked="" type="checkbox"/> ALS Transport | <input type="checkbox"/> Prehospital Interfacility Air Ambulance |
| <input type="checkbox"/> BLS Interfacility Transport | <input checked="" type="checkbox"/> ALS Interfacility Transport | |

EXPIRATION DATE January 1, 2023

SUBMISSION DATE August 31, 2022

1. NAME OF SERVICE AdventHealth EMS
2. BUSINESS ADDRESS (STREET) 601 E Rollins Street, MB#161 CITY Orlando
COUNTY Orange STATE Florida ZIP CODE 32803
3. PHONE NUMBER 407-303-5645 FAX 407-303-1975 24 Hour Number 407-303-9332

E-Mail address Kevin.Wall@AdventHealth.com

Manager's Name Kevin Wall Title Director

NOTE: (IF THERE ARE ANY CHANGES TO BE MADE TO YOUR PREVIOUS APPLICATION, PLEASE LIST BY NUMBER IN THE SPACE PROVIDED BELOW. (Use separate sheet if necessary). COMPLETE PERSONNEL AND VEHICLE ROSTER ATTACHMENTS, IF THERE ARE ANY CHANGES).

TO THE BEST OF MY KNOWLEDGE, ALL STATEMENTS ON THIS APPLICATION ARE TRUE
AND CORRECT AND THERE ARE NO OTHER CHANGES TO BE MADE TO THE ORIGINAL
APPLICATION.


SIGNATURE

08/31/2022
DATE:

NOTARY SEAL


NOTARY SIGNATURE

