

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas
2 81st General Assembly
3 Regular Session, 1997

A Bill

HOUSE BILL 2238

4
5 By: Representative Wagner

For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE 14-266-107 CONCERNING
10 AMBULANCE FRANCHISES; AND FOR OTHER PURPOSES."

Subtitle

13 "AN ACT CONCERNING AMBULANCE
14 FRANCHISES."

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18 SECTION 1. Arkansas Code 14-266-107 is amended to read as follows:

19 "14-266-107. Franchise.

20 (a) Cities of the first class and cities of the second class, whether
21 or not they establish an EMS Board as provided in this chapter, shall have and
22 possess all the powers that an EMS Board is granted in this chapter and may
23 exercise those powers alone or in conjunction with an EMS Board.

24 (b) The cities shall also have the right and power to franchise,
25 exclusively or otherwise, emergency medical services, ambulances, ambulance
26 companies, their related properties, facilities, equipment, personnel, and any
27 and all aspects attendant to providing emergency medical services and
28 ambulance operations within the cities, whether or not owned and operated by
29 the city.

30 (c) In the event an exclusive franchise is issued, the process employed
31 by the city or EMS Board in the issuance shall provide periodic opportunity
32 for competitive solicitation of ambulance franchise applications."

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34 SECTION 2. All provisions of this act of a general and permanent nature
35 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
36 Revision Commission shall incorporate the same in the Code.

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SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 4. All laws and parts of laws in conflict with this act are hereby repealed.

SECTION 5. EMERGENCY. It is found and determined by the General Assembly only one (1) position on the Board of Trustees of the Arkansas School for the Blind and the Arkansas School for the Deaf has any selection criteria for appointment; that in order to ensure that future boards continue to adequately serve the two institutions under its supervision, this act is immediately necessary to establish selection criteria for future appointees to the board; and that this act provides ways to increase public participation in meetings of the board that are immediately necessary to maintain and enhance the reputation of the board with the general public. Therefore, an emergency is declared to exist and this act being immediately necessary for the preservation of the public peace, health and safety shall become effective on the date of its approval by the Governor. If the bill is neither approved nor vetoed by the Governor, it shall become effective on the expiration of the period of time during which the Governor may veto the bill. If the bill is vetoed by the Governor and the veto is overridden, it shall become effective on the date the last house overrides the veto.