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Summary of Ordinance

This Ordinance proposes to repeal Article XV of Chapter 13 of the Lake County Code entitled "Non-Emergency Stretcher and Wheelchair Transport Regulations". Staff has determined that the County is not required to inspect and provide opinions on the standards of care and safety of non-emergency stretcher and wheelchair transport services and that removing this requirement in the Lake County Code would benefit those agencies providing these services in Lake County.

ORDINANCE 2016-38

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LAKE COUNTY, FLORIDA; REPEALING LAKE COUNTY CODE, CHAPTER 13, ARTICLE XV, ENTITLED "NON-EMERGENCY STRETCHER AND WHEELCHAIR TRANSPORT REGULATIONS"; PROVIDING FOR INCLUSION IN CODE; PROVIDING FOR SEVERABILITY; PROVIDING FOR FILING WITH THE DEPARTMENT OF STATE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on February 17, 2007, at a public hearing, the Board of County Commissioners adopted Ordinance 2007-8 regarding Non-Emergency Stretcher and Wheelchair Transport Regulations; and

WHEREAS, the purpose of Ordinance 2007-8 was to provide regulations governing the minimum standards of care and safety that non-emergency stretcher and wheelchair transport services must comply with; and

WHEREAS, Ordinance 2007-8 requires the County to annually inspect all stretcher transport vehicles and wheelchair transport vehicles; and

WHEREAS, non-emergency stretcher transport vehicles and wheelchair transport vehicles may be subject to inspections by other entities, including the State of Florida; and

WHEREAS, Lake County has determined that the County is not required by Florida law to inspect stretcher transport vehicles and wheelchair transport vehicles and eliminating the requirement of Lake County to complete such inspections would be a benefit to those who provide stretcher transportation services by eliminating duplicative regulations; and

1 **WHEREAS**, Lake County desires to repeal Article XV of Chapter 13, Lake County Code.

2 **NOW THEREFORE**, be it obtained by the Board of County Commissioners of Lake
3 County, Florida as follows:

4 **Section 1. Recitals.** The foregoing recitals are true and correct and incorporated
5 herein.

6 **Section 2. Repeal.** Chapter 13, Article XV, Lake County Code, entitled “Non-
7 Emergency Stretcher and Wheelchair Transport Regulations” is hereby repealed in its entirety.

8 **Section 3. Inclusion in Code.** It is the intent of the Board of County Commissioners
9 that the provisions of this Ordinance shall become and be made a part of the Lake County Code,
10 and that the sections of this Ordinance may be renumbered or relettered and the word “ordinance”
11 changed to “section, “article”, or such other appropriate word or phase in order to accomplish such
12 intentions.

13 **Section 4. Severability.** If any section, sentence, clause, phrase or word of this
14 Ordinance is for any reason held or declared to be unconstitutional, inoperative or void, such
15 holding or invalidity shall not affect the remaining portions of this Ordinance; and it shall be
16 construed to have been the Commissioner’s intent to pass this Ordinance without such
17 unconstitutional, invalid or inoperative part therein; and the remainder of this Ordinance, after the
18 exclusion of such part or parts shall be deemed and held to be valid, as if such parts had not been
19 included herein; or if this Ordinance or any provisions thereof shall be held inapplicable to any
20 person, groups of persons, property, kind of property, circumstances or set of circumstances, such
21 holding shall not affect the applicability thereof to any other person, property or circumstances.

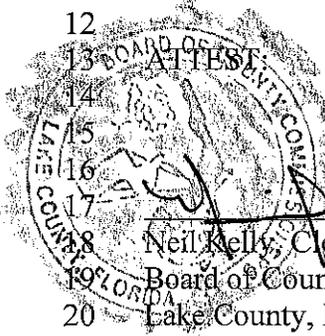
1 **Section 5. Filing with the Department of State.** The Clerk shall be and is hereby
2 directed forthwith to send a certified copy of this Ordinance to the Secretary of State for the State
3 of Florida.

4 **Section 6. Effective Date.** This ordinance shall become effective upon filing
5 with the Secretary of State.

6 ENACTED this day of 9th day of August, 2016.

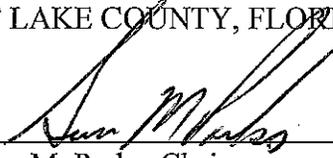
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8 FILED with the Secretary of State the 19 day of August, 2016.

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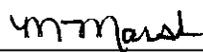


Neil Kelly, Clerk of the
Board of County Commissioners of
Lake County, Florida

BOARD OF COUNTY COMMISSIONERS
OF LAKE COUNTY, FLORIDA


Sean M. Parks, Chairman

This 16th day of August, 2016.

Approved as to form and legality:

Melanie Marsh, County Attorney