

1 A bill to be entitled
 2 An act relating to certificates of public convenience
 3 and necessity for life support or air ambulance
 4 services; amending s. 401.25, F.S.; requiring counties
 5 to include the recommendations of specified districts
 6 when developing standards for certificates of public
 7 convenience and necessity for basic or advanced life
 8 support services and air ambulance services; providing
 9 an exemption for certain governmental agencies under
 10 certain circumstances; requiring specified county
 11 governing bodies to adopt or amend an ordinance to
 12 provide standards for the issuance of certificates of
 13 public convenience and necessity for basic or advanced
 14 life support transport services by a certain date;
 15 requiring such counties to adopt a process for review
 16 of applications; providing an appeal process;
 17 providing applicability of the requirement that
 18 certain counties adopt or amend such ordinance;
 19 providing an effective date.

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 21 Be It Enacted by the Legislature of the State of Florida:

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 23 Section 1. Subsection (6) of section 401.25, Florida
 24 Statutes, is amended to read:

25 401.25 Licensure as a basic life support or an advanced
 26 life support service.—

27 (6) (a) The governing body of each county may adopt
28 ordinances that provide reasonable standards for certificates of
29 public convenience and necessity for basic or advanced life
30 support services and air ambulance services. In developing
31 standards for certificates of public convenience and necessity,
32 the governing body of each county must consider state
33 guidelines, recommendations of the local or regional trauma
34 agency created under chapter 395, and the recommendations of
35 municipalities within its jurisdiction and independent special
36 districts that provide fire rescue or air ambulance services
37 within its jurisdiction.

38 (b) Notwithstanding paragraph (a), or any general law,
39 special act, or ordinance of a local government to the contrary,
40 a governmental entity located in a county that has at least
41 three independent special fire rescue districts is not required
42 to obtain a certificate of public convenience and necessity or
43 any other authorization by that county to provide basic or
44 advanced life support nontransport services within that county
45 or to obtain a certificate of public convenience and necessity
46 to apply to the department for a license to provide such
47 services. By January 1, 2017, the governing bodies of counties
48 in which such governmental entities are located must adopt an
49 ordinance or amend an existing ordinance to provide reasonable
50 standards for certificates of public convenience and necessity
51 for basic and advanced life support transport services. In
52 developing such standards, the governing body of each county

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53 must consider state guidelines, recommendations of the local or
54 regional agency created under chapter 395, and the
55 recommendations of municipalities within its jurisdiction and
56 independent special districts that provide fire rescue services
57 within its jurisdiction. The ordinance shall provide a quasi-
58 judicial process, or some other type of evidentiary process, for
59 approval or denial of an application for a certificate. The
60 ordinance shall also provide that an applicant may appeal the
61 county's decision to the circuit court which has jurisdiction
62 over the county. This paragraph does not apply to a county in
63 which the local planning agency has documented in its existing
64 land use files that less than 10 percent of the buildable land
65 in the county is vacant.

66 Section 2. This act shall take effect July 1, 2016.