

Canby Fire District No. 62

ORDINANCE 26-001

(Note: Ordinance, Exhibit A & Exhibit B Revised 7.15.2026)

AN ORDINANCE ESTABLISHING AND IMPLEMENTING A PROGRAM TO CHARGE USER FEES FOR THE DEPLOYMENT OF PUBLIC SAFETY SERVICES RENDERED BY CANBY FIRE DISTRICT NO. 62.

WHEREAS, Canby Rural Fire District No. 62, (the “District”) provides Ambulance Service, and user fees charged for the Ambulance Service provided, and there is a reduction in Medicare and Medicaid revenues, and inflation and other factors have caused the cost of business for Ambulance Service to increase; and

WHEREAS the Emergency Services response activity to incidents continues to increase each year; Environmental Protection requirements involving equipment and training, and Homeland Security regulations involving equipment and training, creating additional demands on all operational aspects of Canby Fire District No. 62; and

WHEREAS, Canby Rural Fire District No. 62 has investigated different methods to maintain a high level of quality of emergency service capability throughout times of constantly increasing service demands, where maintaining an effective response by the Fire and Rescue Services decreases the costs of incidents to insurance carriers through timely and effective management of emergency situations, saving lives and reducing property damage; and

WHEREAS, raising real property taxes through local option taxes or bonded indebtedness to meet the increase in service demands would not be fair to the property owners, when a significant number of Motor Vehicle Accidents (MVA) and other emergency services involve individuals not owning property or paying taxes in the jurisdiction; and the ability of Canby Fire District No. 62 to effectively respond decreases the liability of insurance companies by saving lives and minimizing property damage; and

WHEREAS the Board of Directors desires to implement a fair and equitable procedure by which to collect said emergency service fees and shall establish a billing system in accordance with applicable laws, regulations, and guidelines; Now, Therefore

BE IT ORDAINED BY THE BOARD OF DIRECTORS OF CANBY FIRE DISTRICT NO. 62:

SECTION 1: Canby Fire District No. 62 shall assess user fees for the delivery of fire and rescue services to the scene of transportation route incidents that include motor vehicle, aircraft, watercraft, and rail incidents, as well as incidents involving responses for hazardous materials, utilities, illegal burning, state conflagration incidents, fire code,

enforcement, inspection, and fire report requests at the rates listed in “EXHIBIT A”. User fees shall be based on actual costs of the services and that which is usual, customary, and reasonable (UCR) as further defined in “EXHIBIT A”, which may include any services, personnel, supplies, and equipment. The user fee shall be charged to the responsible party, representing an add-on cost of the claim for damages of the vehicles, property, and/or injuries.

TRANSPORTATION ROUTE INCIDENTS: In the event services are required relating to motor vehicle, aircraft, watercraft, and rail incidents a user fee will only apply to persons or entities not residing within the boundaries of Canby Fire District No. 62 as the residents within the District’s boundaries currently subsidize emergency service costs through their property taxes. This is intended to be billed to commercial transportation operators only. *Responses involving negligent acts, such as impaired or distracted driving, may be subject to all applicable fees regardless of residency or commercial operator status.*

HAZARDOUS MATERIALS INCIDENTS: In the event services are required relating to any response involving the release of hazardous materials a user fee will apply regardless of residency. Such fee may be assessed independent of the process under ORS 453.382, or pursuant to that process.

UTILITIES INCIDENTS: In the event services are required relating to utilities causing safety problems, and if the area is deemed unsafe by emergency responders, the same billing process shall apply to said utility, whose equipment related problems cause for an emergency services response and require fire responses lasting more than 1 hour.

CONFLAGRATION INCIDENTS: In the event services are required relating to a State Conflagration Act response a user fee will apply through the OSFM process.

FIRE REPORT REQUEST FEE: A fee of \$35.00 will be assessed to obtain a fire report. Billing may be requested at the quarter hour timeline if reports and documentation take a prolonged period of time or multiple reports need to be generated and different intervals.

AMBULANCE TRANSPORT: In the event services are required relating to ambulance transport by Canby Fire District a user fee will apply at the rates shown in EXHIBIT B.

SECTION 2: Canby Fire District No. 62 may make rules or regulations and from time to time may amend, revoke, or add rules and regulations as deemed necessary or expedient with respect to billing processes for these fees or the collection thereof.

SECTION 3: The charges herein provided shall be exclusive of and in addition to those charges imposed for ambulance service, which are not affected by this policy.

SECTION 4: Charges in the amount hereafter set forth in “EXHIBIT A” of this plan shall be paid in any case where:

- 1) Where fire or public safety services are provided by the District as a result of an incident involving:
 - a) An occurrence on a transportation route within the District involving
 - b) A motor vehicle incident, or
 - c) An aircraft incident, or
 - d) A watercraft incident, or
 - e) A railway incident.
- 2) As used in this section, the term “transportation route” shall include:
 - a) A roadway, or
 - b) A waterway, or
 - c) A railroad right-of-way against which no taxes or assessments for fire protection are levied by the District.
- 3) A fire or public safety incident as described in ORS 478.310 shall occur outside the limits of the District and help is asked of the District through the State of Oregon Fire Conflagration Act.

SECTION 5: It is found and determined that all formal actions of the Board of Directors concerning and relating to the adoption of this Ordinance were adopted in open meetings of the Board, and that all deliberations of the Board and any of its committees that resulted in such formal actions were in accordance with all legal requirements, and the Policies of the Board of Directors.

SECTION 6: If any term of this Ordinance is to any extent deemed invalid, illegal, or incapable of being enforced, such term shall be excluded to the extent of such invalidity, illegality, or unenforceability; all other terms hereof shall remain in full force and effect; and, to the extent permitted and possible, the invalid or unenforceable term shall be deemed replaced by a term that is valid and enforceable and that comes closest to expressing the intention of such invalid or unenforceable term.

SECTION 7: This Ordinance shall take effect upon the second reading of the Ordinance in an open public meeting and adoption of the Board of Directors.

SECTION 8: Approval of Ordinance 26-001 repeals Ordinance 20-001 (Prior 15-005)
as approved by the Board of Directors on July 15, 2026.

Director: _____ Date: _____

Director: _____ Date: _____

VOTE ON PASSAGE: ____ Yea ____ Nay ____ Abstain

EXHIBIT A

(Revised 7.15.2026)

TRANSPORTATION ROUTE INCIDENTS, HAZARDOUS MATERIALS, UTILITIES, ILLEGAL BURNING, WILDLAND FIRES.

This may include but is not limited to scene safety, incident management, evacuation, perimeter establishment, patient contact, hazard control, scene investigation and administration, as well as clean-up and resources used to mitigate the incident.

All instances may be billed per hour based on any services, personnel, supplies and equipment, rounding up or down to the nearest whole hour as deemed appropriate and calculated using the current Oregon State Conflagration Act rates and guidelines, as they may be amended from time to time. Services not specified in the Oregon State Conflagration Act will be billed at actual cost to the District.

CONFLAGRATION FIRES

All conflagration incidents will be billed per the current Oregon State Conflagration Act rates and guidelines.

THIRD PARTY COSTS

Any third-party costs arising from emergency response activities shall be billed to the property owner, the patient, and/or any other responsible party.

EXHIBIT B

(Revised 7.15.2026)

Canby Rural Fire District No. 62 Ambulance Fees

Advanced Life Support 1 (ALS1)	\$1,846.00
Advanced Life Support 2 (ALS2)	\$1,976.00
Basic Life Support (BLS)	\$1,495.00
Mileage	\$40.50 per mile
Ambulance Standby	\$200.00 per hour

Repeat EMS calls to the same individual, i.e., 3 or more EMS responses within a 30-day rolling period, that do not result in transport, will be billed at the BLS rate plus the cost of any medical supplies used.