

ORDINANCE NO. 3883

AN ORDINANCE AMENDING THE BROKEN ARROW CODE OF ORDINANCES, CHAPTER 26 - EMERGENCY MEDICAL SERVICES AND OUTSIDE THE CITY FIRE SUBSCRIPTION PROGRAM, SECTION 26-9 – LIMITATION OF OBLIGATION OF CITY; REPEALING ALL ORDINANCES TO THE CONTRARY; IMPLEMENTING AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BROKEN ARROW, OKLAHOMA:

SECTION I. Broken Arrow Code Chapter 26, Emergency Medical Services and Outside the City Fire Subscription Program, Sec. 26-9. – Limitation of obligation of city, is hereby amended to read as follows:

Sec. 26-9. Limitation of obligation of city.

Under no condition shall the city be obligated to pay any sum of money to any person eligible for the benefits conferred by this chapter. When any person elects to use any emergency medical service provider other than that provided by the city, the city shall have no liability or obligation to pay such person any benefits therefore. When the city is for any reason unable to provide emergency medical services as contemplated by this chapter, no person being refused emergency medical services at such time shall be entitled to make any claim or demand against the city, or receive any benefits from the city and the operation of the emergency medical service by the city is hereby declared to be a governmental function of the city for the health and welfare of all persons for whom benefits are provided by this chapter. However, LifeRide participants who, through no fault or election of their own, are transported from an emergency originating from within the corporate fence line by a mutual aid agency (such as EMSA, Pafford, or other ambulance transport agency) and requested by the City of Broken Arrow Fire Department, shall be reimbursed for out-of-pocket expenses up to one thousand five hundred dollars (\$1,500) or forty percent (40%) for non-insurance holders. The City Manager may authorize reimbursement in excess of one thousand five hundred dollars (\$1,500) or forty percent (40%) for non-insurance holders in extenuating circumstances.

SECTION II. – Severability.

If any part of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, such declaration shall not affect the remaining provisions, which shall remain in full force and effect.

SECTION III. – Emergency Clause.

It being immediately necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist, by reason whereof this ordinance shall take effect immediately upon its passage, approval, and publication as provided by law.

PASSED AND APPROVED and the clause ruled upon separately this 4th day of August, 2025.

MAYOR

ATTEST:

(Seal) DEPUTY CITY CLERK

APPROVED:

ASSISTANT CITY ATTORNEY