

ORDINANCE No. 2010-03

3RD PARTY BILLING ORDINANCE

ADOPTED ON THIS 24th DAY OF AUGUST 2010

ATTEST:

AN ORDINANCE OF THE BOROUGH OF KULPMONT, NORTHUMBERLAND COUNTY, PENNSYLVANIA, AUTHORIZING THE BOROUGH OF KULPMONT FIRE DEPARTMENT TO RECOVER COSTS AND EXPENSES FOR ITS SERVICES FROM PROPERTY OWNERS THROUGH CLAIMS SUBMITTED ONLY TO THE INDIVIDUAL PROPERTY OWNERS' INSURANCE POLICIES.

BE IT ORDAINED AND ENACTED by the Borough of Kulpmont, under the laws of the Commonwealth of Pennsylvania, and it is hereby ordained and enacted by virtue of the authority of the same as follows:

SECTION I.

Title 53, Subsection _____ of the Borough Code, as amended, authorizes the Kulpmont Borough Council to provide fire protection within the Borough of Kulpmont.

SECTION II.

The Borough previously created the Kulpmont Fire Department presently operating under the jurisdiction of the Borough.

SECTION III.

The Borough wishes to provide for reimbursement to the Fire Department for any and all costs and/ or expenses incurred by the Department which may be obtainable by the Department by submitting claims only to the individual property owners' insurance carrier.

SECTION IV.

It is the finding of the Council of the Borough of Kulpmont that individual property owners may maintain insurance coverage within their casualty insurance policies, homeowners' policies and / or other applicable polities that would provide reimbursement to the Fire Department for fire fighting and other services rendered to the individual property owners properties in response to emergency services request.

Section V.

The Department is hereby authorized and directed, by and through its officers and authorized representatives, to ascertain what insurance coverages may be applicable and available under any given circumstance, and to take all necessary and affirmative steps to apply for and receive reimbursement from any insurance carriers where a property owner is or may be insured to reimburse the Department for any cost and / or expense incurred for services, supplied and / or equipment used for or provided to the property owner by the Department.

Section VI.

This Ordinance shall be liberally construed to accomplish its purpose to compensate and / or reimburse the Borough of Kulpmont Fire Department from insurance proceeds only for costs and / or expenses incurred while providing services pursuant to their duties for the Fire Department.

Section VIII.

The Ordinance shall take effect immediately upon final passage.

Section IX.

Any Ordinance, or parts of any ordinance, inconsistent herewith are hereby repealed.

**PASSED AND ADOPTED by the Council of the Borough of Kulpmont this day of
August 24, 2010**

ATTEST:

MYRON F. TURLIS
MAYOR

BRUNO R. VARANO
PRESIDENT OF COUNCIL

RHONDA WILK
BOROUGH SECRETARY