MEMORANDUM Special Item No. 8

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: March 18, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Resolution directing the Mayor or Mayor's designee to provide a report to the Board of County Commissioners within thirty (30) days listing all programs transferred to the Public Health Trust and the cost of these programs to the Public Health trust

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Sally A. Heyman.

R. A. Cuevas, Jr.
County Attorney

RAC/cp

MEMORANDUM

(Revised)

TO: Honorable Chairman Dennis C. Moss and Members, Board of County Commissioners

DATE: March 18, 2010

FROM: R. A. Cuevas, Jr. County Attorney

SUBJECT: Special Item No. 8

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Ordinance creating a new board requires detailed County Manager's report for public hearing**

✓ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Special Item No. 8
3-18-10

RESOLUTION NO. _____

RESOLUTION DIRECTING THE MAYOR OR MAYOR'S DESIGNEE TO PROVIDE A REPORT TO THE BOARD OF COUNTY COMMISSIONERS WITHIN THIRTY (30) DAYS LISTING ALL PROGRAMS TRANSFERRED TO THE PUBLIC HEALTH TRUST AND THE COST OF THESE PROGRAMS TO THE PUBLIC HEALTH TRUST

WHEREAS, in 1973, the Board of County Commissioners created the Public Health Trust as an agency and instrumentality of Miami-Dade County for the operation, maintenance and governance of Jackson Memorial Hospital and other facilities determined by the Commission to be designated facilities of the Public Health Trust; and

WHEREAS, until 1992, the PHT was funded with operating revenues and payments by the County to cover the cost of indigent medical care; and

WHEREAS, in 1991, the legislature created the County Public Hospital Sales Surtax which allowed for the collection of a one-half percent sales tax on sales of up to $5,000 for the operating, maintenance, and administration of the county public general hospital; and

WHEREAS, the voters of Miami-Dade County approved the levy of the Sales Surtax, and collections began in January, 1992; and

WHEREAS, as part of the enacting legislation, the County was required to continue a maintenance of effort payment (MOE) to the PHT, thus, the appropriation to the PHT by the County is no longer linked to the annual cost of indigent medical care; and

WHEREAS, in the years since the approval of the Sales Surtax, the PHT has become responsible for the funding of certain health care related programs formerly funded by the County with other funds such as, but not limited to, the operation of the County's two nursing

homes, the primary care centers, the drug detoxification program, and a portion of the operating cost of one of the Air Rescue helicopters; and

WHEREAS, in the summer of 1998, the PHT was made responsible for a portion of the state-mandated Medicaid payment by the County to the state; and

WHEREAS, in the FY 2000 budget, the County eliminated the general fund payment to the PHT for the Inmate Medical Care Program; and

WHEREAS, the Commission needs to have a better and more complete understanding of all programs transferred to the PHT,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board hereby directs the Mayor or Mayor's designee to provide a report to the Board of County Commissioners, through the Health, Public Safety and Intergovernmental Committee, within thirty (30) days from the effective date of this Resolution. The report shall list, but not be limited to, the following programs: nursing homes, primary care centers, drug detoxification, Air Rescue helicopter, state-mandated Medicaid obligations, Inmate Medicare and all other programs transferred to the Public Health Trust and the cost of these transferred programs to the Public Health Trust.

The Prime Sponsor of the foregoing resolution is Commissioner Sally A. Heyman. It was offered by Commissioner , who moved its adoption. The motion was seconded by Commissioner and upon being put to a vote, the vote was as follows:

Dennis C. Moss, Chairman
Jose "Pepe" Diaz, Vice-Chairman

Bruno A. Barreiro
Carlos A. Gimenez
Barbara J. Jordan
Dorrin D. Rolle
Katy Sorenson
Sen. Javier D. Souto
Audrey M. Edmonson
Sally A. Heyman
Joe A. Martinez
Natacha Seijas
Rebeca Sosa

The Chairperson thereupon declared the resolution duly passed and adopted this 18th day of March, 2010. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By:_____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency. RAC gw ES

Eugene Shy, Jr.

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