

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A) (24)

09-04-07

**OFFICIAL FILE COPY  
CLERK OF THE BOARD  
OF COUNTY COMMISSIONERS  
MIAMI-DADE COUNTY, FLORIDA**

RESOLUTION NO. R-1009-07

**RESOLUTION URGING THE U.S. CONGRESS TO ENACT  
H.R. 1459 / S. 543, THE "PRESERVING PATIENT ACCESS TO  
INPATIENT REHABILITATION HOSPITALS ACT"**

**WHEREAS**, Miami-Dade County's inpatient rehabilitation facilities are important members of the healthcare provider community in Florida, and their existence benefits the communities they serve; and

**WHEREAS**, inpatient rehabilitation is often essential to individuals with disabilities, illnesses and injuries that require intensive rehabilitative care to regain and/or maintain their ability to function; and

**WHEREAS**, determining one's rehabilitative needs is a decision between the individual, the rehabilitation doctors and other providers, and is a decision that should not be dictated by government policy that is based solely on the diagnosis; and

**WHEREAS**, the Medicare "75-percent Rule" currently forces many who require intensive rehabilitation to be diverted to nursing homes and other less intensive facilities; and

**WHEREAS**, the Medicare "75-percent Rule" not only prevents people with certain diagnoses from receiving vital inpatient rehabilitative care, but threatens the capacity of the inpatient rehabilitative system to treat the growing number of individuals in need of the intensive rehabilitative services to maximize favorable outcomes and a return to independent living; and

**WHEREAS**, H.R. 1459/S. 543, the Preserving Patient Access to Inpatient Rehabilitation Hospitals Act, would lessen the negative impact of the Medicare "75-percent Rule" by freezing the current threshold at 60 percent rather than increasing it to 75 percent, which would allow

inpatient rehabilitation facilities greater flexibility to assess who is admitted by placing emphasis on the specific medical and rehabilitation needs of each individual patient,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA,** that this Board:

**Section 1.** Urges the U.S. Congress to enact H.R. 1459/S. 543, the Preserving Patient Access to Inpatient Rehabilitation Hospitals Act, or similar legislation.

**Section 2.** Directs the Clerk of the Board to transmit certified copies of this resolution to the Florida Congressional Delegation.

**Section 3.** Directs the County's federal lobbyists to advocate for the actions set forth in Section 1 and directs the Office of Intergovernmental Affairs to include this item in the 2007 and 2008 Federal Legislative Packages.

The foregoing resolution was sponsored by Commissioner Katy Sorenson and offered by Commissioner Jose "Pepe" Diaz, who moved its adoption. The motion was seconded by Commissioner Joe A. Martinez and upon being put to a vote, the vote was as follows:

	Bruno A. Barreiro, Chairman	aye	
	Barbara J. Jordan, Vice-Chairwoman	aye	
Jose "Pepe" Diaz	aye	Audrey M. Edmonson	aye
Carlos A. Gimenez	aye	Sally A. Heyman	absent
Joe A. Martinez	aye	Dennis C. Moss	aye
Dorrin D. Rolle	aye	Natacha Seijas	aye
Katy Sorenson	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of September, 2007. 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: **KAY SULLIVAN**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

A handwritten signature in black ink, appearing to be "JMM", is written over a horizontal line.

Jess M. McCarty

A handwritten number "5" is written at the bottom center of the page.

## MEMORANDUM

Agenda Item No. 11(A)(24)

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**TO:** Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

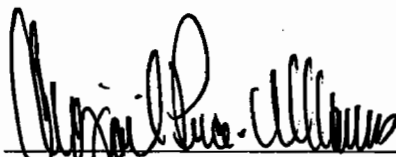
**DATE:** September 4, 2007

**FROM:** Abigail Price-Williams  
Acting County Attorney

**SUBJECT:** Resolution relating to the  
Preserving Patient Access to  
Inpatient Rehabilitation  
Hospitals Act

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The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Katy Sorenson.



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Abigail Price-Williams  
Acting County Attorney

APW/jls

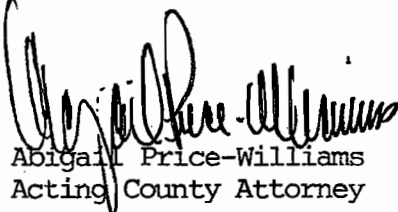


# MEMORANDUM

(Revised)

TO: Honorable Chairman Bruno A. Barreiro  
and Members, Board of County Commissioners

DATE: September 4, 2007

FROM:   
Abigail Price-Williams  
Acting County Attorney

SUBJECT: Agenda Item No. 11(A)(24)

Please note any items checked.

- "4-Day Rule" ("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
- Bid waiver requiring County Manager's written recommendation
- Ordinance creating a new board requires detailed County Manager's report for public hearing
- Housekeeping item (no policy decision required)
- No committee review