

**PROPOSED**

RESOLUTION NO. 2019-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA, PERTAINING TO ENVIRONMENTAL HEALTH SERVICES FEES; AMENDING SECTIONS 36.49 AND 36.50 OF THE BROWARD COUNTY ADMINISTRATIVE CODE ("ADMINISTRATIVE CODE"); AND PROVIDING FOR SEVERABILITY, INCLUSION IN THE ADMINISTRATIVE CODE, AND AN EFFECTIVE DATE.

WHEREAS, Section 381.006(6), Florida Statutes, authorizes the Department of Health to conduct an environmental health program that includes a public facilities function jointly with the Department of Education (publicly and privately-owned schools) to establish sanitary practices for institutions serving the public; and

WHEREAS, the Board of County Commissioners of Broward County, Florida, desires to amend Sections 36.49 and 36.50 of the Broward County Administrative Code to revise portions of the Broward County Health Department's fee schedules, NOW,

THEREFORE,

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF BROWARD COUNTY, FLORIDA:

Section 1. Section 36.49 of the Broward County Administrative Code is hereby amended to read as follows:

**36.49. Environmental Health Services.**

The following fees are established by the Board of County Commissioners for the following Environmental Health Services provided by the Broward County Health Department:

...

Coding: Words in ~~struck-through~~ type are deletions from existing text. Words in underscored type are additions.

- 1 h. ~~Non~~ Broward County School Board (~~"Non-BCSB~~  
 2 ~~School"~~) facilities and Non-Broward County School Board facilities:
- |   |  |                    |                 |
|---|--|--------------------|-----------------|
| 3 | 1. Physical plant inspections (100 or <u>fewer</u> <del>less</del> students) | <del>\$50.00</del> | <u>\$100.00</u> |
| 4 | 2. Physical plant inspections ( <del>over</del> <u>more than</u>             |                    |                 |
| 5 | 100 students) .....  | \$100.00           | <u>\$200.00</u> |
| 6 | ...  |                    |                 |

7 Section 2. Section 36.50 of the Broward County Administrative Code is hereby  
 8 amended to read as follows:

9 **36.50. Fixed Price Mandatory Fees.**

10 The following fees are hereby established by the Board of County Commissioners  
 11 for the following services provided by the Broward County Health Department. Payment  
 12 of the following fees is mandatory and must be ~~paid~~ made in order to receive the services.

13 ...

14 c. Home Health Agencies, Home Medical Equipment,  
 15 Hospice, and Nurse Registry:

- |    |  |  |                |
|----|--|--|----------------|
| 16 | 1. <u>Comprehensive Emergency Management Plan</u>            |  |                |
| 17 | <u>("CEMP") initial review .....</u>                         |  | <u>\$65.00</u> |
| 18 | 2. <u>Each additional CEMP review (whether annual or due</u> |  |                |
| 19 | <u>to plan revisions) .....</u>                              |  | <u>\$30.00</u> |

20 Section 3. Severability.

21 If any portion of this Administrative Code Resolution is determined by any court to  
 22 be invalid, the invalid portion will be stricken, and such striking will not affect the validity  
 23 of the remainder of this Administrative Code Resolution. If any court determines that this  
 24 Administrative Code Resolution, in whole or in part, cannot be legally applied to any

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1 individual, group, entity, property, or circumstance, such determination will not affect the  
2 applicability of this Administrative Code Resolution to any other individual, group, entity,  
3 property, or circumstance.

4 Section 4. Inclusion in the Broward County Administrative Code.

5 It is the intention of the Board of County Commissioners that the provisions of this  
6 Administrative Code Resolution become part of the Broward County Administrative Code  
7 as of the effective date. The sections of this Administrative Code Resolution may be  
8 renumbered or relettered and the word "resolution" may be changed to "section," "article,"  
9 or such other appropriate word or phrase to the extent necessary in order to accomplish  
10 such intention.

11 Section 5. Effective Date.

12 This Administrative Code Resolution is effective upon adoption.

13  
14 ADOPTED this                    day of                    , 2019. **PROPOSED**

15  
16 Approved as to form and legal sufficiency:  
Andrew J. Meyers, County Attorney

17 By /s/ Sandy Steed                    01/16/19  
18                    Sandy Steed                    (date)  
19                    Assistant County Attorney

20 By /s/ Karen S. Gordon                    01/16/19  
21                    Karen S. Gordon                    (date)  
22                    Senior Assistant County Attorney

23 SS/dp  
BCHD.Env.HealthFees.Ch.36.2019.r01  
24 01/16/19  
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