

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

BOARD APPOINTMENT SUMMARY

Meeting Date: May 20, 2014

Department: Administration

Advisory Board: Health Council of Southeast Florida, Inc.

I. EXECUTIVE BRIEF

Motion & Title: Staff recommends motion to approve: reappointment of one individual to the Health Council of Southeast Florida, Inc. for a two year term commencing May 20, 2014:

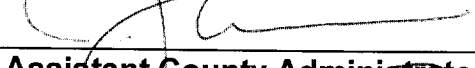
<u>Reappoint</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Recommended By</u>
Marnie R. Poncy	9	Health Care Purchaser	Mayor Taylor Vice Mayor Burdick Comm. Valeche Comm. Abrams

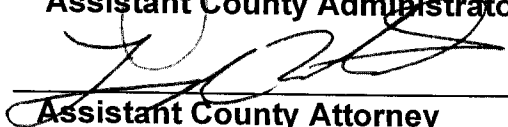
Summary: The Health Council of Southeast Florida, Inc. (Council) is a not-for-profit corporation established pursuant to Section 408.033, Florida Statutes, for the purpose of providing and coordinating health planning activities within Palm Beach, Martin, St. Lucie, Indian River and Okeechobee Counties. The Council consists of twelve members: six representatives for Palm Beach County; two members appointed by Martin County; two members appointed by St. Lucie County; one member appointed by Indian River County; and one member appointed by Okeechobee County. The appointees must be representatives of health care providers, health care purchasers, and non-governmental health care consumers, not to exclude elected government officials. Ms. Poncy is eligible for reappointment and has expressed a desire to continue to serve. A memo dated April 24, 2014, was circulated to the Board of County Commissioners requesting support of Ms. Poncy's reappointment or requesting additional nominations. No additional nominations were received. Countywide (TKF)

Background and Justification: The Council is generally charged with providing services that improve the health and quality of life for individuals living in the five county service area. Specific powers identified in their bylaws include: establishing a system for gathering and analyzing data on characteristics of health problems; recommending goals and policies for improving health services; and preparing plans and procedures for attainment of health goals. Of the five current representatives on the Council, Palm Beach County representatives' diversity makeup includes three Caucasian females, one Caucasian male and one African-American male. One seat remains vacant.

Attachments:

1. Boards/Committees Application w/Resume
2. Attendance Record for Ms. Poncy
3. Memo to BCC dated April 24, 2014
4. Current List of Board Members
5. Section 408.033, Florida Statutes

Recommended by:  5/7/14
Assistant County Administrator **Date**

Legal Sufficiency:  5/8/14
Assistant County Attorney **Date**

II. REVIEW COMMENTS

A. Other Department Review:

Department Director

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

The information provided on this form will be used in considering your nomination. Please COMPLETE SECTION II IN FULL. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.

Section I (Department): (Please Print)

Board Name: Health Council of Southeast Florida, Inc. Advisory ☒ Not Advisory ☐

☒ At Large Appointment **or** ☐ District Appointment /District #: N/A

Term of Appointment: 2 Years. From: To:

Seat Requirement: Health Care Purchaser Seat #: 9

☒ *Reappointment or ☐ New Appointment

or ☐ to complete the term of N/A Due to: ☐ resignation ☐ other

Completion of term to expire on: N/A

***When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: 0**

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name:	Poncy	Marnie	R.
	Last	First	Middle

Occupation/Affiliation: Nurse/Attorney

Owner [] Employee [] Officer []

Business Name: Joseph C. Kempe, PA

Business Address: 941 North Highway A1A

City & State Jupiter, FL Zip Code: 33477

Residence Address: 181 Barbados Drive

City & State Jupiter, FL Zip Code: 33458

Home Phone: () Business Phone: (561) 747-7300

Cell Phone: (561) 346-3213 Fax: (561) 747-7722

Email Address: mponcv@ickempe.com

Mailing Address Preference: ☒ Business ☐ Residence

Have you ever been convicted of a felony: Yes _____ No **x**

If Yes, state the court, nature of offense, disposition of case and date:

Minority Identification Code: ☐ Male ☒ Female
 ☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. **To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business.** This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

<u>Contract/Transaction No.</u>	<u>Department/Division</u>	<u>Description of Services</u>	<u>Term</u>
<u>Example: (R#XX-XX/PO XX)</u>	<u>Parks & Recreation</u>	<u>General Maintenance</u>	<u>10/01/00-09/30/2100</u>
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE ☒ NOT APPLICABLE/ (Governmental Entity) ☐

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountylethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS on 4/24/3 20 14
☐ By attending a live presentation given on _____, 20____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: Marnie Ritchie Poncy Printed Name: MARNIE RITCHIE PONCY Date: 4/16/2014

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountylethics.com or contact us via email at ethics@palmbeachcountylethics.com or (561) 233-0724.

Return this FORM to:

Patty Hindle, Agenda Coordinator, County Administration
 301 North Olive Ave., Suite 1101, West Palm Beach, FL 33401
 Phone (561) 355-3229/Email phindle@pbcgov.org

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: [Signature] Date: 4/14/14

Pursuant to Florida's Public Records Law, this document may be reviewed and photocopied by members of the public.

Revised 01/14/2014

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

*The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL**. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.*

Section I (Department): (Please Print)

Board Name: Health Council of Southeast Florida, Inc. Advisory ☒ Not Advisory ☐

☒ At Large Appointment or ☐ District Appointment /District #: N/A

Term of Appointment: 2 Years. From: _____ To: _____

Seat Requirement: Health Care Purchaser Seat #: 9

☒ *Reappointment or ☐ New Appointment

or ☐ to complete the term of N/A Due to: ☐ resignation ☐ other

Completion of term to expire on: N/A

***When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: 0**

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Poncy Marnie R.
Last First Middle

Occupation/Affiliation: Nurse/Attorney
Owner ☐ Employee ☐ Officer ☐

Business Name: Joseph C. Kempe, PA

Business Address: 941 North Highway A1A

City & State Jupiter, FL Zip Code: 33477

Residence Address: 181 Barbados Drive

City & State Jupiter, FL Zip Code: 33458

Home Phone: () Business Phone: (561) 747-7300

Cell Phone: (561) 346-3213 Fax: (561) 747-7722

Email Address: mponcy@jckempe.com

Mailing Address Preference: ☒ Business ☐ Residence

Have you ever been convicted of a felony: Yes _____ No ☒

If Yes, state the court, nature of offense, disposition of case and date: _____

Minority Identification Code: ☐ Male ☒ Female
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	Description of Services	Term
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE ☒ NOT APPLICABLE/ (Governmental Entity) ☐

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS on 4/24/3 20 14
☐ By attending a live presentation given on _____, 20____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: Marnie Ritchie Ponce Printed Name: MARNIE RITCHIE PONCE Date: 4/16/2014

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
 Patty Hindle, Agenda Coordinator, County Administration
 301 North Olive Ave., Suite 1101, West Palm Beach, FL 33401
 Phone (561) 355-3229/Email phindle@pbcgov.org

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: David H. Burdick Date: 4-28-2014

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
BOARDS/COMMITTEES APPLICATION**

*The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL**. Answer "none" or "not applicable" where appropriate. Please attach a biography or resume to this form.*

Section I (Department): (Please Print)

Board Name: Health Council of Southeast Florida, Inc. Advisory ☒ Not Advisory ☐

☒ At Large Appointment or ☐ District Appointment /District #: N/A

Term of Appointment: 2 Years. From: _____ To: _____

Seat Requirement: Health Care Purchaser Seat #: 9

☒ *Reappointment or ☐ New Appointment

or ☐ to complete the term of N/A Due to: ☐ resignation ☐ other

Completion of term to expire on: N/A

***When a person is being considered for reappointment, the number of previous disclosed voting conflicts during the previous term shall be considered by the Board of County Commissioners: 0**

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Poncy Marnie R.
Last First Middle

Occupation/Affiliation: Nurse/Attorney
Owner ☐ Employee ☐ Officer ☐

Business Name: Joseph C. Kempe, PA

Business Address: 941 North Highway A1A

City & State Jupiter, FL Zip Code: 33477

Residence Address: 181 Barbados Drive

City & State Jupiter, FL Zip Code: 33458

Home Phone: () Business Phone: (561) 747-7300

Cell Phone: (561) 346-3213 Fax: (561) 747-7722

Email Address: mponcy@jckempe.com

Mailing Address Preference: ☒ Business ☐ Residence

Have you ever been convicted of a felony: Yes _____ No ☒

If Yes, state the court, nature of offense, disposition of case and date: _____

Minority Identification Code: ☐ Male ☒ Female
☐ Native-American ☐ Hispanic-American ☐ Asian-American ☐ African-American ☒ Caucasian

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	Description of Services	Term
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE ☒ NOT APPLICABLE/ (Governmental Entity) ☐

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment, Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS on 4/24/3 20 14
☐ By attending a live presentation given on _____, 20____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: Marnie Ritchie Ponce Printed Name: MARNIE RITCHIE PONCE Date: 4/16/2014

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
 Patty Hindle, Agenda Coordinator, County Administration
 301 North Olive Ave., Suite 1101, West Palm Beach, FL 33401
 Phone (561) 355-3229/Email phindle@pbcgov.org

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on _____

Commissioner's Signature: Paul A. Velasco Date: 4/29/14

*The information provided on this form will be used in considering your nomination. Please **COMPLETE SECTION II IN FULL**. Answer "none" or "not applicable" where appropriate. Please attach a biography or résumé to this form.*

7

Section II Continued:

CONTRACTUAL RELATIONSHIPS: Pursuant to Article XIII, Sec. 2-443 of the Palm Beach County Code of Ethics, advisory board members are prohibited from entering into any contract or other transaction for goods or services with Palm Beach County. Exceptions to this prohibition include awards made under sealed competitive bids, certain emergency and sole source purchases, and transactions that do not exceed \$500 per year in aggregate. These exemptions are described in the Code. This prohibition does not apply when the advisory board member's board provides no regulation, oversight, management, or policy-setting recommendations regarding the subject contract or transaction and the contract or transaction is disclosed at a public meeting of the Board of County Commissioners. To determine compliance with this provision, it is necessary that you, as a board member applicant, identify all contractual relationships between Palm Beach County government and you as an individual, directly or indirectly, or your employer or business. This information should be provided in the space below. If there are no contracts or transactions to report, please verify that none exist. Staff will review this information and determine if you are eligible to serve or if you may be eligible for an exception or waiver pursuant to the code.

Contract/Transaction No.	Department/Division	Description of Services	Term
Example: (R#XX-XX/PO XX)	Parks & Recreation	General Maintenance	10/01/00-09/30/2100
_____	_____	_____	_____
_____	_____	_____	_____

(Attach Additional Sheet(s), if necessary)
OR

NONE ☒ NOT APPLICABLE/ (Governmental Entity) ☐

ETHICS TRAINING: All board members are required to read and complete training on Article XIII, the Palm Beach County Code of Ethics, and read the State Guide to the Sunshine Amendment. Article XIII, and the training requirement can be found on the web at: <http://www.palmbeachcountyethics.com/training.htm>. Ethics training is on-going, and pursuant to PPM CW-P-80 is required before appointment, and upon reappointment.

☒ By signing below I acknowledge that I have read, understand, and agree to abide by Article XIII, the Palm Beach County Code of Ethics, and I have received the required Ethics training (in the manner checked below):

☒ By watching the training program on the Web, DVD or VHS on 4/24/3 2014
☐ By attending a live presentation given on _____, 20____

AND

☒ By signing below I acknowledge that I have read, understand and agree to abide by the Guide to the Sunshine Amendment & State of Florida Code of Ethics:

*Applicant's Signature: Marnie Ritchie Ponce Printed Name: MARNIE RITCHIE PONCE Date: 4/16/2014

Any questions and/or concerns regarding Article XIII, the Palm Beach County Code of Ethics, please visit the Commission on Ethics website www.palmbeachcountyethics.com or contact us via email at ethics@palmbeachcountyethics.com or (561) 233-0724.

Return this FORM to:
Patty Hindle, Agenda Coordinator, County Administration
301 North Olive Ave., Suite 1101, West Palm Beach, FL 33401
Phone (561) 355-3229/Email phindle@pbcgov.org

Section III (Commissioner, if applicable):
Appointment to be made at BCC Meeting on: _____
Commissioner's Signature: S. Abram Date: 4-30-14

JOSEPH C. KEMPE

PROFESSIONAL ASSOCIATION
ATTORNEYS AND COUNSELORS AT LAW



Marnie Ritchie Poncy, Esq. RN

Our Bioethics and Health Care Advocacy department offers representation to families, hospitals, trust companies, assisted living facilities, and physicians concerning the legal consequences of health care and end of life decisions. These bioethical decisions have become fraught with legal consequence and conflict, and we have found that legal and medical guidance is often required and very welcome by our clients, their families, their physicians, and health care institutions. At its very basic level, it furthers our ability to help our clients deal with advance directives concerning their health care, assisted living arrangements, and end of life decisions. Most importantly, legal counsel on these subjects secures the clear wishes of our clients and avoids family conflict and potential litigation between family members and health care providers.

Mrs. Poncy is a registered nurse as well as a member of the Florida Bar. She is an Adjunct Professor at Palm Beach State College and a visiting lecturer at the University of Miami. She served from 2002-2009 as the supervising attorney of the Bioethics Law Project, of Palm Beach County, and is the recipient of numerous grants concerning her area of bioethical (legal consequence of health care decision) studies. She is or has been a member of the following committees: State Attorney's Task Force for Crimes against the Elderly, Treasure Coast Health Council Board, Ethics Committees of Hospice of Palm Beach County, Hospice by the Sea, and St. Mary's Hospital, as well as others. She also served as the Director of Palm Beach Gardens Medical Center High-Risk Pregnancy Program and has received numerous awards, including the Hero in Medicine Award of Palm Beach County (2008), the Guardian Ad Litem Pro Bon Award (2003), and the Franklin Delano Roosevelt Humanitarian Award.

Papers and Presentations: The Importance of Advance Directive Health Care Planning; Medical/Legal Issues in End of Life Care; The Physician Mandate for Patient Advance Directive Discussion and Documentation after Terri Schiavo; Ethical and Legal Issues Surrounding Baker Acting as an Alzheimer's Patient; Discharge Planning and Advance Directives with the Post-Stroke Patient; The Value of the Nurse in Advance Directive Care Planning; The Role of the Guardian in End of Life Care; The Role of Clergy in Advocating for Advance Directive Planning; The Law and Do Not Resuscitate Orders, and many others.

CURRICULUM VITAE

Marnie Ritchie Poncy, RN, Attorney at Law
Joseph C. Kempe PA
Attorneys and Counselors at Law
HEALTH CARE ADVOCACY AND BIOETHICS LAW
941 North Highway A1A
Jupiter, Florida 33477
Telephone: 561 747 7300
Fax: 561 747 7722
E-mail: mponcy@jckempe.com

EDUCATION:

- Juris Doctor of Law, Nova University Law Center, 1988
- Graduate Studies in Social Work, Barry University, 1981
- Bachelor of Science in Nursing, Georgetown University, 1971

LICENSURE:

- AHCA Certified Health Care Risk Manager, State of Florida, licensed 2010
- Florida Bar Association, Active Member, State of Florida, licensed since 1989
- Registered Nurse (RN), Active, State of Florida, licensed since 1973

PROFESSIONAL APPOINTMENTS & EXPERIENCE:

Present	Private Practice of Bioethics Law and Patient Advocacy JOSEPH C. KEMPE PA ATTORNEYS AND COUNSELORS AT LAW Adjunct Professor: Palm Beach State College Lecturer: University of Miami Continuing Education Program
2002 - 2009	Supervising Attorney for the Bioethics Law Project of the Legal Aid Society of Palm Beach County, Florida
1992 - 2002	Private Practice of Law
1989 - 1991	Director of Palm Beach Gardens Medical Center High-Risk Pregnancy Program with the University of Miami Mailman Center for Child Development
1985 - 1988	Law Student: Nova University School of Law
1982 - 1985	March of Dimes Grantee for Palm Beach County to provide nurse/counseling for families of children with birth defects.
1976 - 1982	Nurse Counselor for March of Dimes Birth Defects Clinic

AWARDS AND HONORS:

- Hero in Medicine Award Palm Beach County (2008)
- Guardian Ad Litem Pro Bono Award (2003)
- Recipient, Franklin Delano Roosevelt Humanitarian Award (1985)
- Junior League Nominee, Woman of the Year in Medicine (1983)

GRANTS/ CONTRACTS/PROJECTS:

- Quantum Foundation, local grantee, Bioethics Law Project: Bioethics Collaborative for End-of-Life Education, Outreach, and Advocacy (2005 - 2008)
- Palm Healthcare Foundation, local grantee, Bioethics Law Project (2001 - 2004)
- March of Dimes, national grantee, Maternal/Child Health (1984)
- March of Dimes, local grantee, Maternal/Child Health (1983)

INVITED COMMUNITY LECTURES/WORKSHOPS/PRESENTATIONS:

- The Ethical and Legal Imperatives of Delegation and Documentation
- The Value of Advance Directives in Health Care Planning
- End of Life Care: An Issue for Consumers and Their Families
- Gender Roles and Advance Directive Discussion and Preparation in Families
- Lessons Learned from Tragedy
- Some Legal Issues in Today's Practice of Nursing
- Bioethical Issues and Legal Issues Commonly Confronting Staff: Is the Distinction With or Without a Difference?
- The Necessity for Legal Enforcement of Advance Directives: The Case of Madeline Neuman
- The Law and Do Not Resuscitate Orders
- The Physician Mandate for Patient Advance Directive Discussion and Documentation after Terri Schiavo
- The Necessity of Advance Directives for the Aids Patient
- Lessons Learned from the Teri Schiavo Tragedy
- Mandate for Guardians: Advance Directive Planning WITH and for Wards
- End of Life Care: an Issue for Consumers and Their Families
- Discharge Planning and Advance Directives with the Post-Stroke Patient
- The Role of Clergy in Advocating for Advance Directive Planning
- The Value of Advance Directive Discussion in The Annual Physical: How to Have the Discussion and How to Bill for It
- Public Health Nursing and Patient Advance Directives B A New Type of Vaccination.
- The Role of the Guardian in End of Life Care Plan.
- The Value of the Nurse in Advance Directive Care Planning.
- When the Pediatric Patient has Terminal Illness.
- Legal Issues and Nurse Discharge Plan: Value of Advance Directives as Plan of Care
- Principle of Bioethics (Community Ethics Committee) (Palm Beach Community College)
- The Need for A Community Ethics Committee for Skilled Nursing Facilities in Palm Beach County
- The Value of the *IDEA (Ignoble Death is Easily Avoidable)* as a Care Planning Tool
- The Value of a NICU Ethics Committee: A New Best Practices Standard
- Who Is the Patient?; Whose Autonomy?: Bioethics in the NICU

INVITED STATE and NATIONAL PRESENTATIONS:

- 09/12/05: Area Agency on Aging White House Conference: The Bioethics Law Project A Response to a Community Need.
- 09/23/05: Florida Legal Nurse Consultants State Conference: Medical/Legal Issues in End of Life Care: Standard Care for the Dying, A New Paradigm.
- 01/27/06: Florida Association of School Nurses 11th Annual Conference: The Law as it Pertains to a Curriculum and Practice of a School Nurse
- 02/08/06: National Council of Jewish Women Conference: The Importance of Advance Directive Health Care Planning.
- 03/14/06: National Alliance on Mental Illness (NAMI) Conference: The Value of Advance Directive Planning When Facing Floating Competency Prognosis
- 03/28/06: Florida Nurses' Association State Conference: The Value of the Nurse in Advance Directive Care Planning
- 08/01/06: Florida Association of Public Health Nurses (FAPHN) Conference: Public Health Nursing and Patient Advance Directives: A New Type of Vaccination
- 09/29/06: National Conference of Gerontology Nurse Practitioners (NCGNP): Futile Care: How Good Nursing Care Can Stop It
- 10/11/06: Leadership Institute for Active Aging: The Value of Advance Directives in Health Care Planning
- 12/02/06: Stroke of Hope Conference: Discharge Planning and Advance Directives with the Post-Stroke Patient
- 02/21/07: Florida Association of Women Lawyers State Conference: The Necessity for Legal Enforcement of Advance Directives: The Case of Madeline Neuman
- 03/24/07: Florida Nurses Association District 9 Meeting: Some Legal Issues in Today's Practice of Nursing
- 01/09/09: State Meeting Geriatric Case Managers: Ethics in End of Life Planning
- 05/29/09: Alzheimer's Community Care State Conference: Ethical and Legal Issues Surrounding a Baker Act of an Alzheimer's Patient in a SNF
- 01/16/10: State Conference Geriatric Case Managers: Ethical and Legal Issues Confronting Geriatric Case Managers
- 02/23/10: Annual Florida Meeting of Beth Israel Hospital of Boston Alumnae Retired Nurses: Is There a Role for the Retired Nurse in Today's Healthcare Crisis?
- 03/28/10: Florida Assisted Living Coalition Conference: Repercussions of a Baker Act on the Alzheimer's Patient
- 06/03/10: Alzheimer's Community Care State Conference: Ethical and Legal Issues Surrounding Baker Act of and Alzheimer's Patient in a SNF

COMMITTEE SERVICE:

Memberships:

- State Attorney's Task Force for Crimes against the Elderly (2002-2009)
- Treasure Coast Health Council Board of Directors (appointee) (Vice-President 2011)
- Hospice of Palm Beach County, Ethics Committee
- Hospice by the Sea, Ethics Committee
- St. Mary's Hospital, Ethics Committee
- Area Agency on Aging, Planning Committee (2001-2006)
- Florida Bioethics Network, University of Miami

- Health Law Workgroup, Nova University
- Florida Association of Women Lawyers (FAWL)
- Palm Beach County Bar Association
- Palm Beach County Coalition for End of Life Care (2004-2006)
- Palm Beach County Medical Society, Heroes in Medicine Committee
- Palm Beach Atlantic College of Nursing, Advisory Committee
- Center for Applied Ethics at Palm Beach State College
- Palm Beach Medical Society Circle of Friends

Previous Memberships:

- Omega, Board of Directors and Planning Committee
- Area Agency on Aging, Board of Directors
- The March of Dimes
- The Noreen McKeen Nursing Home Ethics Board
- Children's Genetic Disease Foundation
- Palm Beach Gardens Medical Center Ethics Committee
- Snug Harbor Foundation
- HomeSafe of Palm Beach County
- Life Guides, Rallying Points Coalition
- Palm Healthcare, Health Workforce Partnership

FELLOWS MENTORED:

Law: Leanne M. Innet, Certified Clinical Perfusionist (CCP) Summer 2004
 General exposure to Bioethics to a Third year law student with a clinical background

Clinical/Research Fellows:

Fellow in Nursing: Rhonda Lesniak MSN, PhD candidate Winter 2007
 Issue: Do Not Resuscitate Orders in Florida Schools

BIBLIOGRAPHY

Journal Publications/Original Papers:

1. Poncy, M. R., "DNR: A Victim of Form Over Substance, A Bioethics Position Paper". *On Call Magazine* August 2006.
2. Poncy, M.R., "Dancing in the Dark, A Bioethics Position Paper". *Florida Bioethics Network Letter* Winter-Spring 2004.
3. Poncy, M.R., "Truth and Consequences, A Bioethics Position Paper" *On Call Magazine* June 2003.
4. Poncy, M. R., "Why a Baker Act is Medically, Ethically and Legally Inappropriate for an Alzheimer's Patient in a Nursing Home". *The Publication for Alzheimer's community Care, Inc.* Summer 2009

Patty Hindle

From: LaShaundra Highsmith [LHighsmith@HCSEF.org]
Sent: Wednesday, April 23, 2014 9:58 AM
To: Patty Hindle
Cc: Andrea Stephenson
Subject: HCSEF Board Member(s) Attendance

Good morning Patty,

Per your request, below is the Board meeting attendance for Marnie over their last term. Please let me know if additional information is needed. Thanks!

HCSEF Board of Directors Meetings	Marnie Poncy
5/31/2012	Absent
8/23/2012	Absent
10/5/2012	Present
12/20/2012	Present
2/21/2013	Present
4/18/2013	Present
4/12/2013	Present
8/15/2013	Present
9/11/2013	Present
10/24/2013	Present
2/20/2014	Absent

Best regards,

LaShaundra T. Highsmith
Administrative Coordinator

Health Council of Southeast Florida
600 Sandtree Drive, Suite 101
Palm Beach Gardens, FL 33403
T 561.844.4220 ext. 3500
F 561.844.3310
E lhighsmith@hcsef.org
W www.hcsef.org



Attachment # 2



County Administration

P.O. Box 1989

West Palm Beach, FL 33402-1989

(561) 355-2030

FAX: (561) 355-3982

www.pbcgov.com

**Palm Beach County
Board of County
Commissioners**

Priscilla A. Taylor, Mayor

Paulette Burdick, Vice Mayor

Hal R. Valeche

Shelley Vana

Steven L. Abrams

Mary Lou Berger

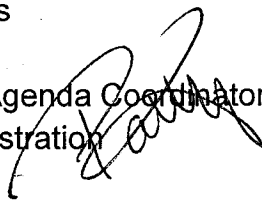
Jess R. Santamaria

County Administrator

Robert Weisman

MEMORANDUM

TO: Priscilla A. Taylor, Mayor and Members of the Board of County Commissioners

FROM: Patty Hindle, Agenda Coordinator
County Administration 

DATE: April 24, 2014

RE: Health Council of Southeast Florida, Inc.

The Health Council of Southeast Florida, Inc. is comprised of 12 members: 6 representatives appointed by Palm Beach County; 1 appointed representative each for Indian River County; and Okeechobee County; and 2 representatives each appointed by Martin County and St. Lucie County. Appointees shall be representatives of health care providers, health care purchasers, and non-governmental health care consumers. A majority of the Council must be health care purchasers and health care consumers, and the Council must include a representative number of persons over 60 years of age. The purpose of the Council is to assess, plan and advise for the health needs in the above counties; establish a system for gathering and analyzing data on characteristics of health problems in the counties and recommend goals and policies for developing and improving health services. Members serve 2 year terms.

One of the Palm Beach County appointees, Marnie R. Poncy, term expired April 16, 2014. Ms. Poncy is eligible for reappointment and has expressed a desire to continue to serve. Ms. Poncy has attended eight of eleven meetings during her last 2 year term. The current diversity of the Palm Beach County representatives, including Ms. Poncy is: 1 African-American male; 1 Caucasian male; and 3 Caucasian females.

If you wish to endorse Ms. Poncy's reappointment, please sign and return the enclosed Boards/Committees Application by Wednesday, May 7. If you wish to have another nominee who meets the health care purchaser seat requirement considered for appointment, please provide the nominee's contact information. Staff intends to agenda the reappointment for May 20, 2014.

I'd also like to remind the Board that there is a vacancy on the Health Council for a Palm Beach County health care consumer. If you have an individual who meets this seat requirement you would like considered for appointment, please forward their contact information and staff will work with them to complete the Application. If you have any questions, please contact me at 355-3229.

Enclosures
Application w/Résumé
Section 408.033, Florida Statutes
Current Membership Roster

Attachment # 3



PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
HEALTH COUNCIL OF SOUTHEAST FLORIDA. INC.

I. AUTHORITY :

Chapter 82-182, Laws of Florida 1982; and F.S. 408.033.

II. APPOINTING BODY :

III. COMPOSITION, QUALIFICATIONS, TERMS & REMOVAL :

The local Health Council shall consist of twelve (12) members: six (6) representatives for Palm Beach County; one (1) member appointed by Indian River County, two (2) members appointed by Martin County, one (1) member appointed by Okeechobee County, and two (2) members appointed by St. Lucie County. Appointees shall be representatives of health care providers, health care purchasers, and non-governmental health care consumers, not to exclude elected government officials. A majority of the Council members must be health care purchasers and health care consumers and the Council must include a representative number of persons over 60 years of age. Appointments shall be for a term of two (2) years and be eligible for reappointment. Any member of the Council appointed by PBC may be removed by the BCC for misfeasance, malfeasance or willful neglect of duty.

EXTENDED COMPOSITION :

IV. MEETINGS :

Third Thursday of the month at 4:00p.m., 600 Sandtree Drive, Ste. 101, Palm Beach Gardens, FL 33403

V. FUNCTIONS :

For the purpose of defining health service needs and assisting health care facilities, health care providers and hospices to develop programs of service that will assure the best possible health service to the community.

Attachment # 4

* indicates a member having an action pending

VI. LIAISON INFORMATION :

<u>LIAISON DEPARTMENT</u>	<u>CONTACT PERSON</u>	<u>ADDRESS</u>
Outside Entity	Lisa Muniz	600 Sandtree Dr Ste 101 Palm Beach Gardens FL 33403 Phone # 561-844-4220 Ex. 28
County Administration	Jon Van Arnham, Asst. Cty Adm	301 N Olive Ave Ste 1101 Governmental Center West Palm Beach FL 33401 Phone # 561-355--2740

* indicates a member having an action pending



HEALTH COUNCIL OF SOUTHEAST FLORIDA, INC.

SEAT ID	CURRENT MEMBER	ROLE TYPE	RACE CODE	GENDER	BUSINESS / HOME PHONE	SEAT REQUIREMENT	APPOINT DATE	REAPPOINT DATE	EXPIRE DATE
Appointed By : Indian River County Commission									
1	Vacant	Member				Health Care Provider			/
NOMINATED BY :									
Appointed By : Martin County Commission									
2	Anita Cocoves NONE 2401 E Monterey Rd Stuart FL 34996	Member	CA	F	772-419-6932	Health Care Purchaser	11/18/2011		11/17/2013
NOMINATED BY :									
3	Edward Fischman, C-North County Foot & Ankle 901 W Indiantown Rd Ste 15 Jupiter FL 33458	Member	CA	M	561-745-8700	Health Care Provider	05/24/2011		05/23/2013
NOMINATED BY :									
Appointed By : Okeechobee County Board of County Commissioners									
4	Vacant	Member				PBC Health Care Provider			/

NOMINATED BY :

* indicates a member having an action pending

5	Vacant	Member				Health Care Consumer		02/03/1999
---	--------	--------	--	--	--	----------------------	--	------------

NOMINATED BY :

6	Festus "Frank" Hayden	Member	AA	M	561-792-0589	Health Care Consumer	12/18/2012	12/17/2014
---	-----------------------	--------	----	---	--------------	----------------------	------------	------------

11180 Cobblefield Rd
Wellington FL 33449

NOMINATED BY :

7	Murray Douglas Sigman	Member	CA	M	561-881-8612	Health Care Provider	12/02/2008	05/07/2013	05/06/2015
---	-----------------------	--------	----	---	--------------	----------------------	------------	------------	------------

508 Bay Rd
North Palm Beach FL
33408

NOMINATED BY :

8	Mary Jo "Joey" Bulfin	Member	CA	F	561-882-6476	Health Care Provider	04/17/2012	04/16/2014
---	-----------------------	--------	----	---	--------------	----------------------	------------	------------

St. Mary'S Medical Center
901 45th St
West Palm Beach FL
33407

NOMINATED BY :

* indicates a member having an action pending

Appointed By C County Commission

9	Marnie Poncy Joseph C. Kempe, PA 941 N Highway A-1-A Jupiter FL 33477	Member	CA	F	561-747-7300 X115	Health Care Purchaser	08/25/1992	04/17/2012	04/16/2014
---	--	--------	----	---	-------------------	-----------------------	------------	------------	------------

NOMINATED BY :

10	Patricia "Pat" Avakian 178 Somerset I West Palm Beach FL 33417	Member	CA	F	561-689-3176	Health Care Purchaser	01/15/2013		01/14/2015
----	---	--------	----	---	--------------	-----------------------	------------	--	------------

NOMINATED BY :

Appointed By : St. Lucie County Board of County Commissioners

11	Daniel Regis NONE 2414 SE Melaleuca Blvd Port St Lucie FL 32960	Member	AA	M	772-497-4211	Health Care Consumer	08/16/2011		08/19/2013
----	--	--------	----	---	--------------	----------------------	------------	--	------------

NOMINATED BY :

12	Donna Dubois NONE 2547 Creekside Dr Ft Pierce FL 34981	Member	CA	F	772-341-0001	Health Care Provider	08/16/2011		08/19/2013
----	---	--------	----	---	--------------	----------------------	------------	--	------------

NOMINATED BY :

0 Board alternate(s) are vacant.

* indicates a member having an action pending

Select Year: 2013

The 2013 Florida Statutes

Title XXIX
PUBLIC HEALTH

Chapter 408
HEALTH CARE ADMINISTRATION

[View Entire Chapter](#)

408.033 Local and state health planning.—

(1) LOCAL HEALTH COUNCILS.—

(a) Local health councils are hereby established as public or private nonprofit agencies serving the counties of a district. The members of each council shall be appointed in an equitable manner by the county commissions having jurisdiction in the respective district. Each council shall be composed of a number of persons equal to 1½ times the number of counties which compose the district or 12 members, whichever is greater. Each county in a district shall be entitled to at least one member on the council. The balance of the membership of the council shall be allocated among the counties of the district on the basis of population rounded to the nearest whole number; except that in a district composed of only two counties, no county shall have fewer than four members. The appointees shall be representatives of health care providers, health care purchasers, and nongovernmental health care consumers, but not excluding elected government officials. The members of the consumer group shall include a representative number of persons over 60 years of age. A majority of council members shall consist of health care purchasers and health care consumers. The local health council shall provide each county commission a schedule for appointing council members to ensure that council membership complies with the requirements of this paragraph. The members of the local health council shall elect a chair. Members shall serve for terms of 2 years and may be eligible for reappointment.

(b) Each local health council may:

1. Develop a district area health plan that permits each local health council to develop strategies and set priorities for implementation based on its unique local health needs.
2. Advise the agency on health care issues and resource allocations.
3. Promote public awareness of community health needs, emphasizing health promotion and cost-effective health service selection.
4. Collect data and conduct analyses and studies related to health care needs of the district, including the needs of medically indigent persons, and assist the agency and other state agencies in carrying out data collection activities that relate to the functions in this subsection.
5. Monitor the onsite construction progress, if any, of certificate-of-need approved projects and report council findings to the agency on forms provided by the agency.
6. Advise and assist any regional planning councils within each district that have elected to address health issues in their strategic regional policy plans with the development of the health element of the plans to address the health goals and policies in the State Comprehensive Plan.
7. Advise and assist local governments within each district on the development of an optional health plan element of the comprehensive plan provided in chapter 163, to assure compatibility with the health goals and policies in the State Comprehensive Plan and district health plan. To facilitate the

implementation of this section, the local health council shall annually provide the local governments in its service area, upon request, with:

- a. A copy and appropriate updates of the district health plan;
 - b. A report of hospital and nursing home utilization statistics for facilities within the local government jurisdiction; and
 - c. Applicable agency rules and calculated need methodologies for health facilities and services regulated under s. 408.034 for the district served by the local health council.
8. Monitor and evaluate the adequacy, appropriateness, and effectiveness, within the district, of local, state, federal, and private funds distributed to meet the needs of the medically indigent and other underserved population groups.
 9. In conjunction with the Department of Health, plan for services at the local level for persons infected with the human immunodeficiency virus.
 10. Provide technical assistance to encourage and support activities by providers, purchasers, consumers, and local, regional, and state agencies in meeting the health care goals, objectives, and policies adopted by the local health council.
 11. Provide the agency with data required by rule for the review of certificate-of-need applications and the projection of need for health services and facilities in the district.
- (c) Local health councils may conduct public hearings pursuant to s. 408.039(3)(b).
 - (d) Each local health council shall enter into a memorandum of agreement with each regional planning council in its district that elects to address health issues in its strategic regional policy plan. In addition, each local health council shall enter into a memorandum of agreement with each local government that includes an optional health element in its comprehensive plan. Each memorandum of agreement must specify the manner in which each local government, regional planning council, and local health council will coordinate its activities to ensure a unified approach to health planning and implementation efforts.
 - (e) Local health councils may employ personnel or contract for staffing services with persons who possess appropriate qualifications to carry out the councils' purposes. However, such personnel are not state employees.
 - (f) Personnel of the local health councils shall provide an annual orientation to council members about council member responsibilities.
 - (g) Each local health council may accept and receive, in furtherance of its health planning functions, funds, grants, and services from governmental agencies and from private or civic sources and to perform studies related to local health planning in exchange for such funds, grants, or services. Each council shall, no later than January 30 of each year, render an accounting of the receipt and disbursement of such funds received by it to the Department of Health.

(2) FUNDING.—

- (a) The Legislature intends that the cost of local health councils be borne by assessments on selected health care facilities subject to facility licensure by the Agency for Health Care Administration, including abortion clinics, assisted living facilities, ambulatory surgical centers, birthing centers, clinical laboratories except community nonprofit blood banks and clinical laboratories operated by practitioners for exclusive use regulated under s. 483.035, home health agencies, hospices, hospitals, intermediate care facilities for the developmentally disabled, nursing homes, health care clinics, and multiphasic testing centers and by assessments on organizations subject to certification by the agency pursuant to chapter 641, part III, including health maintenance organizations and prepaid health clinics. Fees

assessed may be collected prospectively at the time of licensure renewal and prorated for the licensure period.

(b)1. A hospital licensed under chapter 395, a nursing home licensed under chapter 400, and an assisted living facility licensed under chapter 429 shall be assessed an annual fee based on number of beds.

2. All other facilities and organizations listed in paragraph (a) shall each be assessed an annual fee of \$150.

3. Facilities operated by the Department of Children and Family Services, the Department of Health, or the Department of Corrections and any hospital which meets the definition of rural hospital pursuant to s. 395.602 are exempt from the assessment required in this subsection.

(c)1. The agency shall, by rule, establish fees for hospitals and nursing homes based on an assessment of \$2 per bed. However, no such facility shall be assessed more than a total of \$500 under this subsection.

2. The agency shall, by rule, establish fees for assisted living facilities based on an assessment of \$1 per bed. However, no such facility shall be assessed more than a total of \$150 under this subsection.

3. The agency shall, by rule, establish an annual fee of \$150 for all other facilities and organizations listed in paragraph (a).

(d) The agency shall, by rule, establish a facility billing and collection process for the billing and collection of the health facility fees authorized by this subsection.

(e) A health facility which is assessed a fee under this subsection is subject to a fine of \$100 per day for each day in which the facility is late in submitting its annual fee up to the maximum of the annual fee owed by the facility. A facility which refuses to pay the fee or fine is subject to the forfeiture of its license.

(f) The agency shall deposit in the Health Care Trust Fund all health care facility assessments that are assessed under this subsection and shall transfer such funds to the Department of Health for funding of the local health councils. The remaining certificate-of-need application fees shall be used only for the purpose of administering the certificate-of-need program.

(3) DUTIES AND RESPONSIBILITIES OF THE AGENCY.—

(a) The agency is responsible for the coordinated planning of health care services in the state.

(b) The agency shall develop and maintain a comprehensive health care database for the purpose of health planning and for certificate-of-need determinations. The agency or its contractor is authorized to require the submission of information from health facilities, health service providers, and licensed health professionals which is determined by the agency, through rule, to be necessary for meeting the agency's responsibilities as established in this section.

(c) The Department of Health shall contract with the local health councils for the services specified in subsection (1). All contract funds shall be distributed according to an allocation plan developed by the department. The department may withhold funds from a local health council or cancel its contract with a local health council which does not meet performance standards agreed upon by the department and local health councils.

History.—s. 20, ch. 87-92; s. 40, ch. 88-380; s. 35, ch. 88-394; s. 1, ch. 89-104; s. 24, ch. 89-294; s. 2, ch. 89-296; s. 15, ch. 89-527; s. 2, ch. 91-48; s. 22, ch. 91-158; ss. 2, 104, ch. 91-282; s. 5, ch. 91-429; ss. 15, 17, ch. 92-33; s. 2, ch. 92-174; s. 66, ch. 92-289; s. 22, ch. 93-120; s. 11, ch. 93-129; s. 33, ch. 93-206; s. 8, ch. 93-267; s. 9, ch. 95-144; s. 29, ch. 95-210; s. 3, ch. 95-394; s. 11, ch. 97-79; s. 1, ch. 97-91; s. 35, ch. 97-103; s. 62, ch. 97-237; s. 175, ch. 99-8; s. 4, ch. 2000-256; s. 5, ch. 2000-318; s. 3, ch. 2004-383; s. 75, ch. 2006-197; s. 114, ch. 2010-102; s. 18, ch. 2012-160.

Note.—Former s. 381.703.

