

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

BOARD APPOINTMENT SUMMARY

Meeting Date: September 13, 2016
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, beginning October 1, 2016 and ending September 30, 2018:

<u>Reappoint</u>	<u>Seat No.</u>	<u>Seat Requirement</u>	<u>Nominated By</u>
Gary D. Strother	8	Health Care Provider	Comm. Burdick Comm. Vana Comm. Abrams Comm. McKinlay Comm. Taylor

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. A memo dated August 1, 2016 was circulated to the Board of County Commissioners requesting support of Mr. Strother's reappointment or requesting additional nominations. No additional nominations were received. With this reappointment, the diversity of the Palm Beach County representatives (6) include one Caucasian female, one African-American male, and four vacant positions (one health care provider, one health care purchaser and two health care consumers). Countywide (HH)

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 indentified 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.

Attachments:

1. Boards/Committees Application
2. Biography from Mr. Strother
3. Memo to BCC; dated August 1, 2016
4. Current List of Board Members
5. Section 408.033, Florida Statutes

Recommended by: _____ **Assistant County Administrator** 8/22/16 **Date**

Legal Sufficiency: _____ **Assistant County Attorney** 8/23/16 **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 #: _____

Term of Appointment: 2 Years. From: 10/01/2016 To: 09/30/2018

Seat Requirement: Health Care Provider Seat #: 8

*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: _____

Section II (Applicant): (Please Print)

APPLICANT, UNLESS EXEMPTED, MUST BE A COUNTY RESIDENT

Name: Strother Gary Dale
Last First Middle

Occupation/Affiliation: Palm Beach Habilitation Center

Owner Employee Officer

Business Name: Palm Beach Habilitation Center

Business Address: 4522 South Congress Ave

City & State: Lake Worth, FL Zip Code: 33461

Residence Address: 523 24th St

City & State: West Palm Beach, FL Zip Code: 33407

Home Phone: () Business Phone: (561) 965-8500 Ext. 230

Cell Phone: 561 284-5925 Fax: ()

Email Address: gstrother@PBhab.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.

<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.palmbeachcountyethics.com/training.htm>. Ethics training is ongoing, and pursuant to PPM CW-P-79 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 7/28 2016
 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: [Signature] Printed Name: GARY D. STROTHER Date: 7/27/16

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) 355-1915.

Return this FORM to:
 Patty Hindle, Agenda Coordinator, County Administration
 301 N. Olive Avenue, Suite 1101, West Palm Beach, FL 33401
 Telephone: (561) 355-3229/Fax: (561) 355-3982/Email: phindle@pbccgov.org

Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: [Signature] Date: 8-8-2016

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

Revised 02/01/2016

Section II Continued:

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(Attach Additional Sheet(s), if necessary)
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Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on:

Commissioner's Signature: S. Abrams (16) Date: 8/15/16

Section II Continued:

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Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: Melissa McKinley Date: 8/10/16

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Revised 02/01/2016

Section II Continued:

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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: [Signature] Printed Name: GARY D. STROTHER Date: 7/27/16

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Section III (Commissioner, if applicable):

Appointment to be made at BCC Meeting on: _____

Commissioner's Signature: [Signature]

Date: 8/6/16

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Revised 02/01/2016

Gary D. Strother

Palm Beach Gardens, FL 33410 ☐ Cell: 845-380-9286 ☐ gdeestro@aol.com

PROGRAM DIRECTOR

Director and with extensive experience in Business Development, Residential Juvenile Delinquency Treatment Programs, Community Services, Nonprofit Management, and Operations. Proven skills in proactive communication and decisive management. Goal-oriented and highly effective problem resolution skills. Creative thinker who understands the impact today's decisions will have on future business. *Job history includes: Experience in Provider Relations and Services, Sales, Marketing and Business Development.*

CORE COMPETENCIES

Program Leadership and Training ☐ Strategic Program Planning ☐ Business Development and Management ☐ Sales and Marketing ☐ Quality Assurance and Regulatory Compliance

EXPERIENCE & ACHIEVEMENTS

PROFESSIONAL EXPERIENCE:

PALM BEACH HABILITATION CENTER, LAKE WORTH, FL- SEPTEMBER 2014-PRESENT
Work Operations Division

Director of Business Development

- Provides marketing strategies for the program work operations division
- Maintains positive customer relations
- Develops new business relationships.
- Provides customers with work estimates and contracts.
- Provides quality control of outgoing products and services.
- Develops and provides supply chain of production services

G&L SOAP COMPANY, PUNTA GORDA, FL - FEBRUARY 2014 SEPTEMBER 2014
Development retail and wholesale natural bath and skin care products.

Director of Business Development

- Development of marketing strategies to promote and increase product growth share in local and international markets.
- Maintains and develops a of supply chain products.
- Customer satisfaction and Business relationship building.
- Product review and selection.
- Collaborate with advertisers and suppliers to develop product lines and materials for use in a variety of sales related activities.

JEWISH BOARD OF FAMILY AND CHILDREN'S SERVICES, HAWTHORNE CEDAR KNOLLS RESIDENTIAL TREATMENT CENTER (HCKRTC), HAWTHORNE, NY, 2010-2013
(HCKRTC) provides residential treatment services for at-risk youth in the metropolitan area of New York City and the surrounding areas.

Director of Crisis Intervention and Campus Safety

- Experienced Program, Director, Operations Management, and Trainer.
- Goal-oriented and results-driven. Strong leadership skills. Proactive and decisive management style
- Established a strategic plan to increase residential program safety and continuous program improvement.
- Supported Program Unit Directors to provide staff development and training.
- Implemented programs to provide community services for at-risk youth.
- Provided training programs to meet specific staff training needs within residential treatment milieu.
- Provided Administrative oversight for the Administrator on Duty (AOD) department.
- Provided integration of crisis intervention services to support the structure of the campus milieu to meet the required standards of regulatory compliance.
- Ensured that all fire safety and security systems were in compliance with state and local municipalities..
- Coordinated crisis intervention and management services to support the Hawthorne Free Union School District.
- Demonstrated success in managing program operational expenses
- Worked with local law enforcement and New York State Office of Children and Family Services entities to ensure that campus safety and security risks were minimized.
- Reviewed and updated agency program policies and protocols to ensure compliance with current federal and state regulations.

MSR/FSR, CHANDLER, AZ □ 2010-2013

MSR/FSR (MAINTENANCE SUPPORT RESOURCES/FIELD SUPPORT RESOURCES) is a national semiconductor tool maintenance services company that provides CMP and consumable maintenance services

Per Diem Technician - CMP & Preventative Maintenance Services (Semiconductor)

- Provide on-site services and maintenance of semiconductor and related production and processing equipment.
- Troubleshoot and repair equipment failures and malfunctions, conducted routine and preventative maintenance tasks, cleaning, testing, calibrations, assembly and application of chemical treatments.
- Developed tracking system for contract maintenance
- Monitored and analyzed costs regarding contract reimbursement
- Coordinated all pre-contract activities

HUDSON COMMERCIAL REAL ESTATE CORP., POUGHKEEPSIE, NY □ 2005-2009

Hudson Commercial Real Estate Corp. is a commercial real estate company specializing in the sales and leasing of commercial space and properties.

Commercial Retail Real Estate Specialist

- Developed strategies to identify and target new sales prospects in high traffic geographical locations for the purpose of establishing profitable retail businesses.
- Successful record of sales and leasing of commercial space in the Hudson River Valley of New York
- Strong skills negotiating, securing and closing the sale, purchase, and rental of real estate within a competitive market
- Successful record of experience marketing commercial properties throughout the Hudson Valley area
- Utilized effective sales strategies, time-management, research, organizational and public relations skills

CHILDREN'S HOME OF POUGHKEEPSIE, POUGHKEEPSIE, NY □ 2000-2004

Children's Home of Poughkeepsie is a residential treatment facility specializing in the treatment of emotionally challenged children and their families.

Director of Residential Life

- Provided strategic leadership and direction for the agency's residential treatment facility and agency operated boarding homes (AOBH).
- Managed the daily program and agency operations including, all phases of staff supervision, program planning & implementation, development of youth independent living strategies, scheduling and oversight of interdepartmental activities, and crisis intervention management.
- Provided experience in hiring, supervision, coaching, performance reviews and discipline.

EDUCATION

Marist College, Poughkeepsie NY

Master of Public Administration (MPA)

Concentration: Public Management

Marist College, Poughkeepsie NY

Bachelors Science in Integrative Studies

Concentration: Organizational Leadership and Communication

Professional Development: Management & Leadership Development

Florida State Life and Health Insurance 215 License (Good Standing) Inactive

COMPUTER SKILLS

Microsoft Outlook Power Point MS Word Excel

References available upon request



MEMORANDUM

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

- Mary Lou Berger, Mayor
Hal R. Valeche, Vice Mayor
Paulette Burdick
Shelley Vana
Steven L. Abrams
Melissa McKinlay
Priscilla A. Taylor

County Administrator

Verdenia C. Baker

TO: Mayor Mary Lou Berger & Members of the Board of County Commissioners
THRU: Todd J. Bonlarron, Assistant County Administrator
FROM: Patty Hindle, Agenda Coordinator
DATE: August 4, 2016
RE: Health Council of Southeast Florida, Inc.

The Health Council of Southeast Florida, Inc. is comprised of 12 members: six representatives appointed by Palm Beach County; one appointed representative each for Indian River County; and Okeechobee County; and two 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 two year terms.

One of Palm Beach County's representatives, Mr. Gary D. Strother's (Health Care Provider) current term will expire on September 30, 2016. Mr. Strother, who is eligible for reappointment, has served on the Council since April 7, 2015. He has expressed a desire to continue to serve.

In addition to the health care provider seat above, Palm Beach County has four vacancies on the Council. Two health care consumers, one health care provider and one health care purchaser. Descriptions of a health care provider, a health care purchaser and a health care consumer can be found on the next page:

"An Equal Opportunity Affirmative Action Employer"

printed on recycled paper



A "Health care provider" is an individual who delivers health services or who is a member of an organization that delivers health services. Health care providers include but are not limited to physicians, medical doctors, osteopaths, dentists, podiatrists, nurses, chiropractors, physician assistants, dental assistants, mental health professionals and other allied health professionals, administrators and employees of health care institutions.

A "Health care purchaser" is an individual who is responsible for or an authorized member of an organization or agency which is responsible for the purchase of health services for a group of 25 or more individuals either directly or through acquisition of health insurance coverage. Health care purchasers as described above include, but are not limited to representatives of individual businesses, employer coalitions, governmental units, labor organizations, consumer groups and health insurers.

A "Non-governmental health care consumer" is an individual who is not a health care provider or a health care purchaser as defined above. Non-governmental health care consumers include but are not limited to elected government officials, members of the general public and representatives of consumer organizations.

The Council meets the third Thursday of each month at 4:00 p.m. at their headquarters in Palm Beach Gardens (600 Sandtree Drive, Suite 101). The diversity of the Palm Beach County representatives, including Mr. Strother is: one Caucasian female, one African-American male, and four vacant seats.

If you wish to support Mr. Strother's reappointment, please sign and return the enclosed Boards/Committees Application. If you wish to have another nominee who meets the health care purchaser seat requirement considered for appointment, or if you have a nominee(s) who meets the health care provider or health care purchaser seat requirement(s), please provide the nominee's contact information.

Staff would like to agenda Mr. Strother's reappointment for the September 13, 2016 meeting, so please either return the signed application or provide other nominee(s) contact information no later than August 17, 2016. If you have any questions, please contact Patty Hindle at 355-4019 or me at 355-2740.

Enclosures:

- 1) Mr. Strother's Application and Biography
- 2) Mr. Strother's Attendance Record
- 3) Current Membership Roster
- 4) Section 408.033, Florida Statutes



**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 :

LIAISON DEPARTMENT

CONTACT PERSON

ADDRESS

Outside Entity

LaShaundra T. Highsmith

600 Sandtree Dr Ste 101
Palm Beach Gardens FL 33403
Phone # 561-844-4220 Ext. 3500

County Administration

Todd Bonlarron

301 N Olive Ave Ste 1101
West Palm Beach FL 33401
Phone # 561-355-4019

* 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 Martin County 2401 SE Monterey Rd Stuart FL 34996	Member	CA	F	772-419-6932	Health Care Purchaser	11/18/2011	11/18/2013	11/17/2015
NOMINATED BY :									
3	Jennifer Doak 2429 E Ginger Terrace Jensen Beach FL 34957	Member	UN	F	772-215-7012	Health Care Provider	05/24/2015		05/23/2017
NOMINATED BY :									
Appointed By : Okeechobee County Board of County Commissioners									
4	* Christine Bishop Brennan Eyecare 710 S Parrott Ave Okeechobee FL 34974	Member	CA	F	863-467-0595	Health Care Provider	04/25/2014		04/24/2016
NOMINATED BY :									

* indicates a member having an action pending

Appointed By : At-Large/Palm Beach County Board of County Commissioners

5	Patricia "Pat" Avakian	Member	CA	F	561-689-3176	Health Care Consumer	04/15/2013	02/03/2015	09/30/2016
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~~178 Somerset
West Palm Beach FL 33417~~

WILL NOT SEEK REAPPOINTMENT

NOMINATED BY :

6	* Addie L. Greene	Member	AA	F	561-84-59847	Health Care Consumer	08/19/2014		08/18/2016
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~~1617 Boardman Ave
Mangonia Park FL 33407~~

WILL NOT SEEK REAPPOINTMENT

NOMINATED BY :

7	Vacant	Member				Health Care Provider			
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NOMINATED BY :

8	Gary D. Strother	Member	AA	M	561-284-5925	Health Care Provider	04/07/2015		09/30/2016
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298 Camellia St
Palm Beach Gardens FL 33410

NOMINATED BY :

* indicates a member having an action pending

Appointed By : At-Large/Palm Beach County Board of County Commissioners

9	Marnie R. Poncy Joseph C. Kempe, P.A. 941 N Highway A-1-A Jupiter FL 33477	Member	CA	F	561-747-7300	Health Care Purchaser	08/25/1992	05/20/2016	09/30/2017
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NOMINATED BY :

10	Vacant	Member				Health Care Purchaser			
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NOMINATED BY :

Appointed By : St. Lucie County Board of County Commissioners

11	Vacant	Member				Health Care Consumer			/
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NOMINATED BY :

12	Vacant	Member				Health Care Provider			
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NOMINATED BY :

* indicates a member having an action pending

Select Year:

The 2016 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 Families, 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; s. 162, ch. 2014-19.

Note.—Former s. 381.703.

