

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution 11-146

Amending Article I.b. of the Monterey County Master)
Fee Resolution effective July 1, 2011, to adjust the)
Sexual Assault Response Team examination fee)
pursuant to the Fee Schedule.....)

THE MONTEREY COUNTY BOARD OF SUPERVISORS FINDS:

- A. Section 1.40.010 of Chapter 1.40 of Monterey County Code provides that all fees, penalties, refunds, reimbursements and charges of any kind by the County may be specified in the Monterey County Fee Resolution.
- B. The Health Department has Sexual Assault Response Team (SART) examination and service fees which are appropriate pursuant to Penal Code section 13823.95 to specify in the Monterey County Master Fee Resolution, Article I.b. for fiscal year 2011-12.
- C. This action to modify charges to meet operational expenses is statutorily exempt from environmental review [Pub Res. Code sec. 21080 subd. (b)(8)].
- D. Any and all adjustments to charges for SART related services reflect no more than the actual cost of the service or benefit received by the payor.
- E. By definition, these SART service charges are not a 'tax' and are exempt from voter approval pursuant to Section 1 (a)(4) of Article XIII C section 1(e)(2)-(3) of the California Constitution (Prop. 26; charge imposed for specific service or reasonable regulatory/investigatory costs provided to or for the payor).

THE MONTEREY COUNTY BOARD OF SUPERVISORS RESOLVES:

- I. Article I.b. of the Monterey County Fee Resolution is amended effective July 1, 2011 for Fiscal Year 2011-12 with all schedules, tables, fees, taxes, penalties, and charges contained therein are hereby adopted as described in the attachment to this resolution.
- II. All prior resolutions regarding such fees are hereby repealed.

PASSED AND ADOPTED on this 17th day of May, 2011, upon motion of Supervisor Salinas, seconded by Supervisor Armenta, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker, and Potter

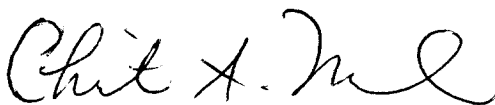
NOES: None

ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 75 for the meeting on May 17, 2011.

Dated: May 18, 2011

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By 
Deputy

ARTICLE I.b.
HEALTH DEPARTMENT
PUBLIC HEALTH
SCHEDULE OF FEES AND CHARGES

ATTACHMENT A

CATEGORY/SERVICE DESCRIPTION	FEE	PER
PUBLIC HEALTH NURSING		
Note: If the client requests and is eligible, the attached Public Health Sliding Fee Schedule is applied.		
Public Health Nurse Home Visit	\$ 367.84	Visit
CHILDREN'S MEDICAL SERVICES		
USUAL AND CUSTOMARY FEES:		
Treatment (initial 1 or 2)	\$ 75.42	Visit
Treatment (each additional 1)	\$ 37.71	Visit
Evaluation (initial 1 or 2)	\$ 93.51	Visit
Evaluation (each additional 1)	\$ 46.75	Visit
Case Conference (initial 1 or 2)	\$ 75.42	Visit
Case Conference (each additional 1)	\$ 37.71	Visit
Consultation 1 or more	\$ 75.42	Visit
Field Visit	\$ 37.50	Visit
Mileage	\$ 11.63	Visit
HEALTH		
Medical Marijuana Identification Card Processing Statutorily required 50% fee discount for Medi-Cal Beneficiaries.	\$ 50.00	Application
Medical Marijuana State Processing Fee Statutorily required 50% fee discount for Medi-Cal Beneficiaries.	\$ 66.00	Application

Category/Service Description	Fee	Per
PUBLIC HEALTH LABORATORY		
BACTERIOLOGY:		
Pertussis Smear	\$ 85.00	Each
Pertussis Culture	\$ 26.00	Each
Screening Culture (Campy/E. Coli)	\$ 26.00	Each
Misc Culture	\$ 33.00	Each
Bacterial ID	\$ 82.00	Each
Urine Culture	\$ 26.00	Each
Serogroup	\$ 33.00	Each
Gram stain	\$ 20.00	Each
Identification by Conventional Methods	\$ 49.00	Each
Nucleic Acid Amplification	\$ 85.00	Each
Salm/Shigella Culture	\$ 91.00	Each
PARASITES:		
O&P Complete	\$ 104.00	Each
Trichrome	\$ 59.00	Each
Formalin Ethyl Acetate Concentration	\$ 111.00	Each
Insect ID	\$ 17.00	Each
Blood Smear	\$ 98.00	Each
Pinworm	\$ 15.00	Each
Crypto/Cyclosp or Crypto/Giardia	\$ 114.00	Each
MYCOLOGY:		
Fungus ID – Conventional	\$ 82.00	Each
Fungus Culture	\$ 43.00	Each
Fungus Smear	\$ 20.00	Each
Fungus Culture Panel	\$ 78.00	Each

Category/Service Description	Fee	Per
Detection by Nucleic Acid Amplification	\$ 85.00	Each
Identification by NA Probe	\$ 52.00	Each
MYCOBACTERIOLOGY:		
Smear	\$ 20.00	Each
Culture	\$ 49.00	Each
Mtb Complex	\$ 72.00	Each
M. Avium Complex	\$ 72.00	Each
M. Gordonae	\$ 72.00	Each
Other Mycobacteria sp	Actual Shipping/Handling	Each
TB Nucleic Acid Amplification	\$ 85.00	Each
Identification by Conventional Methods	Actual Shipping/Handling	Each
TB Sensitivity Panel	\$ 56.00	Each
TB Identification by Probe	\$ 72.00	Each
TB/AFB Primary Culture (includes ID and Sensitivities)	\$ 56.00	Each
Acid Fast Identification by Probe (Culture for Identification of <i>M. gordonae</i> , <i>M. avium</i> , <i>M. tuberculosis</i>)	\$ 136.00	Each
SEROLOGY:		
Quantiferon only (1 – 18 samples)	\$ 70.00	Each
Quantiferon only (19 + samples)	\$ 41.00	Each
West Nile Virus IFA	Actual Shipping/Handling and Testing Charges	Each
HIV ORAL AND SERUM:		
Screening Alone	\$ 17.00	Each
Screening with Confirmatory	\$ 21.00	Each
HIV Serum (includes screening and confirmatory)	\$ 76.00	Each
HIV IFA – serum	Actual Shipping/Handling	Each

Category/Service Description	Fee	Per
Confirmatory alone (Western Blot – oral)	Actual Shipping/Handling	Each
RABIES	\$ 98.00	Each
SYPHILIS SEROLOGY:		
Quantitative	Actual Shipping/Handling	Each
Qualitative	Actual Shipping/Handling	Each
MHA – TP	Actual Shipping/Handling and Testing Charges	Each
MOLECULAR:		
Infectious Agent Amplification Detection	\$ 108.00	Each
Infectious Agent Identification by Nucleic Acid Probe	\$ 59.00	Each
VIROLOGY		
Influenza A by PCR	\$ 85.00	Each
Influenza B by PCR	\$ 85.00	Each
Influenza Sub-typing by PCR	\$ 85.00	Each
FOOD PROCESSING		
Food Exam Processing	\$ 49.00	Each
Selective Culture	\$ 17.00	Each
Enriched Culture	\$ 33.00	Each
PHLEBOTOMY	\$ 17.00	Each
VALIDATION OF TESTING METHODS	\$ 195.00	Per Hour
<u>The fees for the following tests will be based on current Medical reimbursement rates.</u>		
BLOOD LEAD:		
<=9 mcg/dl		Each
10-14 mcg/dl		Each
15-19 mcg/dl		Each
20-24 mcg/dl		Each

Category/Service Description	Fee	Per
25-44 mcg/dl		Each
45-69 mcg/dl		Each
>70 mcg/dl		Each
HERPES		Each
Strep Culture		Each
Enteric Culture		Each
CHLAMYDIA:		Each
Chlamydia Positive		Each
Chlamydia Negative		Each
Chlamydia Indeterminate		Each
GONORRHEA CULTURE:		Each
GC Positive		Each
GC Negative		Each
GC Indeterminate		Each
GC Smear		Each
GC Culture		Each

Category/Service Description	Fee	Per
ENVIRONMENTAL LABORATORY		
Consulting Fee (Database search, historical summary, consumer confidence reports, special projects, training, etc.)	\$ 161.00	Hour
Additional copies of lab reports (2 copies included in fee for analysis)	\$ 5.00	Each
Individual copy of archived lab reports	\$ 25.00	Each
Sample Collection	\$ 171.00	Visit
Summary of lab reports	\$ 25.00	Each
HANDLING FEES:		
Synthetic Organic Compounds	\$ 30.00	Each
Volatile Organic Compounds	\$ 20.00	Each
Standard Compounds	\$ 10.00	Each
EXPEDITED HANDLING FEES:		
1 Day or less	3 times the corresponding fee from above	Each
3 Days	2 times the corresponding fee from above	Each
5 Days	1.5 times the corresponding fee from above	Each
<p>* Denotes tests that may be referred to outside laboratories. Fee will be based on actual shipping/handling and outsource lab testing fee.</p> <p>CHEMISTRY PANELS:</p> <p>CCR Title 22 Secondary (aesthetics). Includes general physical (color, odor, turbidity), general mineral (alkalinity, bicarbonate, calcium, carbonate, chloride, conductivity, copper, corrosivity, hardness, hydroxide, iron, magnesium, manganese, ph, potassium, silver, sodium, sulfate, surfactants (MBAS), total dissolved solids and zinc). Aluminum must be ordered separately if needed. Note: Thiobencarb (EPA 507) and MTBE (EPA 502.2) must be ordered separately if needed.</p>		
	\$ 203.00	Panel

Category/Service Description	Fee	Per
CCR Title 22 Primary (inorganic chemicals). Includes aluminum, antimony, arsenic, barium, beryllium, cadmium, chromium, cyanide, fluoride, mercury, nickel, nitrate, nitrite, selenium, thallium. Note: Asbestos must be ordered separately.	\$ 250.00	Panel
CCR Title 22 Combined general mineral, general physical and inorganics (X-T22).	\$ 331.00	Panel
CCR Title 22 Synthetic Organic Compounds. Includes ethylenedibromide and dibromochloropropane (EPA 504), organochlorine pesticides (EPA 505), phenoxy acid herbicides (EPA 515.1), semivolatile organic compounds by GC/MS (EPA 525), carbamates (EPA 531), glyphosate (EPA 547), endosulfan (EPA 548), diquat (EPA 549) and dioxin (EPA 1613). Note: Diuron (EPA 632) is an unregulated chemical and monitoring is not required for systems under 10,000 connections; must be ordered separately if needed.	Actual Shipping/Handling and Outsource lab charges	Panel
CR Title 22 Volatile Organic Compounds (EPA 502.2). Note: If chlorinated, need 1 250 ml amber glass with Ascorbic acid.	Actual Shipping/Handling and Outsource lab charges	Panel
CCR Title 22 Radiological (gross alpha) Analysis*	Actual Shipping/Handling and Outsource lab charges	Panel
CCR Title 22 Asbestos*	Actual Shipping/Handling and Outsource lab charges	Panel
UCMR State Panel-UCMR 524.2, 1,2,3 TCP-by PT-GC/MS, Boron by 200.7, Vanadium by 200.7, Perchlorate by 314.0 and UCMR 524.2 Oxygenates.*	Actual Shipping/Handling and Outsource lab charges	Panel
UCMR State-Chromium VI by 218.6*	Actual Shipping/Handling and Outsource lab charges	Panel
UCMR State-Combined (Basic panel and Chromium VI)*	Actual Shipping/Handling and Outsource lab charges	Panel
Domestic Panel. Includes coliforms, nitrate, hardness, manganese and iron.	\$ 124.00	Panel
General Physical (color, odor, turbidity)	\$ 55.00	Panel

Category/Service Description	Fee	Per
General Mineral (total alkalinity, chloride, conductivity, sulfate, TDS, MBAs Surfactants, silver, calcium, copper, iron, potassium, magnesium, manganese, sodium, zinc)	\$ 290.00	Panel
Irrigation Suitability. Includes pH, alkalinity, bicarbonate, carbonate, conductivity, total dissolved solids (TDS), calcium, magnesium, sodium, potassium, boron, chloride, sulfate, nitrate, nitrite, sodium adsorption ratio (SAR), adjusted sodium adsorption ratio and hardness.	\$ 139.00	Panel
Pathogens. Includes Generic E.coli culture, Enterohemorrhagic E.coli, E.coli 0157, and Salmonella culture. (1 – 5 Samples)	\$ 146.00	Panel
Pathogens (6 – 10 Samples)	\$ 92.00	Panel
Pathogens (11 + Samples)	\$ 81.00	Panel
Coliform and Nitrate	\$ 52.00	Panel
Storm Drain Analysis. Includes total suspended solids, pH, total organic carbon* and conductivity.	\$ 104.00	Panel
Anions – chloride, nitrate and sulfate.	\$ 57.00	Panel
Partial – nitrate, chloride and conductivity	\$ 62.00	Panel
Complete – cations, anions, conductivity, pH and alkalinity	\$ 173.00	Panel
Nutrients – Includes nitrate, ammonia, and orthophosphates	\$ 94.00	Panel
Corrosivity (Langelier Index). Includes pH, Alkalinity, Calcium and TDS	\$ 77.00	Panel
Lead/Copper rule	\$ 48.00	Panel
pH and Alkalinity	\$ 25.00	Panel
Total Nitrogen. Includes TKN*, nitrate, nitrite.	\$ 85.00	Panel
NPDES Municipal Water Supply Panel Includes SM311 (Ca, Mg, Na, Fe), EPA 300 (NO ₃ , SO ₄ , Cl), boron, alkalinity, total dissolved solids, pH, SEC	\$ 200.00	Panel
NPDES Influent Panel (add \$11.00 if Boron & Sulfate are required) Includes EPA 300 (Cl, NO ₃ , NO ₃ [N]), EPA 300/4500 (B, SO ₄), total settleable solids, total suspended solids, *BOD, *TKN	\$ 207.00	Panel

Category/Service Description	Fee	Per
NPDES Effluent Panel (add \$11.00 if Boron & Sulfate are required) - Includes EPA 300 (Cl, NO ₃ , NO ₃ [N]), EPA 300/4500 (B, SO ₄), total suspended solids, total dissolved solids, sodium, NO ₂ (N), NH ₃ , Total (N), *BOD, *TKN	\$ 236.00	Panel
NPDES Waste Water Metals - Includes aluminum, antimony, arsenic, barium, beryllium, cadmium, chromium, copper, cyanide, fluoride, lead, mercury, nickel, selenium, thallium, zinc	\$ 244.00	Panel
NPDES Ground Water Monitoring Panel (add \$11.00 if Boron & Sulfate are required) - Includes EPA 300 (Cl, NO ₃ , NO ₃ [N]), EPA 300/4500 (B, SO ₄), total dissolved solids, pH, sodium, NO ₂ (N), Total (N), *TKN	\$ 164.00	Panel
Recreational Water. Includes Total Coliform (Quantitray), Enterococcus with dilution.	\$ 72.00	Panel
BACTERIOLOGY:		
Enterococcus	\$ 35.00	Each
Enterococcus with dilution	\$ 41.00	Each
Total Plate Count	\$ 29.00	Each
Aerobic Culture	\$ 27.00	Each
Cl. Perfringens Spores	\$ 86.00	Each
Coliform; Quantitray for irrigation water (1 – 5 Samples)	\$ 30.00	Each
Coliform; Quantitray for irrigation water (6 –10 Samples)	\$ 26.00	Each
Coliform; Quantitray for irrigation water (11 + Samples)	\$ 16.00	Each
Coliform; Quantitray for recreational water	\$ 41.00	Each
Coliform; MMO-MUG (1 – 5 Samples)	\$ 25.00	Each
Coliform; MMO-MUG (6 – 10 Samples)	\$ 22.00	Each
Coliform; MMO-MUG (11 + Samples)	\$ 14.00	Each
Coliform; MTF total or fecal (15 tube multiple tube fermentation for wastewater and source water)	\$ 43.00	Each
Coliforms; total, Fecal & E. coli (20 tube multiple tube fermentation for wastewater and source water)	\$ 54.00	Each
E. coli Solids	\$ 54.00	Each

Category/Service Description	Fee	Per
E, coli 0157 Culture	\$ 27.00	Each
Heterotrophic Plate (Aerobic) with dilution	\$ 35.00	Each
Heterotrophic Plate (Anaerobic) with dilution	\$ 35.00	Each
GENERAL CHEMISTRY:		
Alkalinity, total (as CaCO ₃)	\$ 25.00	Each
Agriculture – Conductivity	\$ 19.00	Each
Ammonia	\$ 30.00	Each
Anions Individual (Bromide, Chloride, Fluoride, Nitrate, Nitrite as Nitrogen and Sulfate)	\$ 27.00	Each
Antimony	\$ 30.00	Each
Boron – Drinking Water	\$ 30.00	Each
Boron – Recreational Water	\$ 33.00	Each
Color	\$ 17.00	Each
Conductivity	\$ 19.00	Each
Free Chlorine	\$ 9.00	Each
Cations Individual (arsenic, barium, beryllium,, cadmium, calcium, chromium, copper, iron, lead, magnesium, manganese, mercury, nickel, potassium, selenium, silver, sodium, thallium, zinc)	\$ 30.00	Each
MBA Surfactants	\$ 45.00	Each
Microscopic	\$ 27.00	Each
NAA Shigatoxin 1 and 2 with heat extraction	\$ 81.00	Each
Nucleic Acid Amplification Environmental	\$ 51.00	Each
Odor	\$ 19.00	Each
Oil and Grease*	Actual Shipping/Handling and Outsource Lab charges	Each
Orthophosphate as P	\$ 27.00	Each

Category/Service Description	Fee	Per
pH Laboratory	\$ 14.00	Each
Salmonella Culture	\$ 27.00	Each
Sample Prep/Acid Digestion	\$ 11.00	Each
Sample Prep/Filtration	\$ 9.00	Each
Conductivity	\$ 19.00	Each
Total Chlorine	\$ 9.00	Each
Total Dissolved Solids	\$ 22.00	Each
Total Phosphorus	\$ 41.00	Each
Total Settable Solids	\$ 11.00	Each
Total Suspended Solids	\$ 22.00	Each
Turbidity	\$ 19.00	Each

Please note:

Special Project Pricing for Public and Environmental Health Laboratory services is available through a contractual agreement.

New tests may be added to Fee Schedule to help meet the needs of the public as related to emerging issues. Fees will be assigned using the same procedure used to establish the above fees (Procedure Time Value Study and Time Ladder Studies).

Category/Service Description	Fee	Per
HEALTH PROMOTION/WELLNESS		
Wellness Health Screening	\$ 150.00	Person
The following classes are charged per class (not individual) and include materials. Available class subjects: Back Injury Prevention, Cancer Prevention, Ergonomics, Exercise & Fitness, Heart Disease Prevention, Nutrition, Better Medical Decisions, Safety & Injury Prevention, Stress Management.		
1 Hour Class	\$ 235.00	Class
1.5 Hour Class	\$ 353.00	Class
3 Hour Class	\$ 705.00	Class
5 Hour Class	\$1,175.00	Class
8 Hour Class	\$1,880.00	Class
Self-Help Kits:		
5-A-Day Kit	\$ 1.50	Each
Breast Health Kit	\$ 1.25	Each
Brown Bag Lunch Ideas	\$ 1.00	Each
Child Safety Kit	\$ 1.00	Each
Eating for Energy Kit	\$ 1.00	Each
Exercise LITE	\$ 1.00	Each
Fitness Kit	\$ 1.50	Each
Food of Kids Kit	\$ 1.00	Each
For Men Only	\$ 1.25	Each
Home Safety Kit	\$ 1.50	Each
Label Reading Made Easy	\$ 1.50	Each
Lowering Your Blood Pressure Kit	\$ 1.50	Each
Lowering Your Cholesterol Kit	\$ 1.50	Each
Personal Protection	\$ 1.50	Each
Skin Health Kit	\$ 1.50	Each
Shop, Cook and Dine LEAN	\$ 1.00	Each

Category/Service Description	Fee	Per
Taking Care of Stress	\$ 1.50	Each
Time Management Kit	\$ 1.50	Each
Walking Kit	\$ 1.50	Each
Where's the Fat?	\$ 1.00	Each
When to Go to the Doctor, When to Self-Treat	\$ 1.25	Each

SEXUAL ASSAULT RESPONSE TEAM (SART) FEE SCHEDULE (Penal Code section 13823.95)

Effective July 1, 2011

<u>SERVICE PROVIDED</u>	<u>FEE</u>
Victim Examination including photography, SART Program Service Charge	\$925.00
Suspect Examination including photography, SART Program Service Charge	\$925.00
Readiness Retainer Fee (per participating law enforcement agency/fiscal year)	\$2,000.00

RESEARCH/EVALUATION AND INFORMATION TECHNOLOGY FEE SCHEDULE

Effective January 1, 2008

CATEGORY/SERVICE DESCRIPTION	FEE	PER
Data analysis for syndromic surveillance (Early Aberation Reporting System, EARS)	\$ 95.00	Hour
Technical support for syndromic surveillance (EARS) including general research and evaluation of analyses	\$ 107.00	Hour
General research, evaluation and data analysis support exceeding two hours (performed by Research Analyst)	\$ 94.00	Hour
General research, evaluation and data analysis support exceeding two hours (performed by Branch Manager-Department Lead Epidemiologist)	\$ 122.00	Hour

MONTEREY COUNTY HEALTH DEPARTMENT

SLIDING FEE SCALE
2007 Effective 04-01-2007

*****ANNUAL INCOME LEVEL*****												
FAMILY SIZE	200% Poverty	% of Fee Paid	185% Poverty	% of Fee Paid	133% Poverty	% of Fee Paid	120% Poverty	% of Fee Paid	100% Poverty	% Fee	Below Poverty	% Fee
1	20,421 and over	100%	18,889-20,420	80%	13,579-18,888	60%	12,252 - 13,578	40%	10,210 - 12,251	20%	0-10,209	free
2	27,381 and over	100%	25,327-27,380	80%	18,208-25,326	60%	16,429-18,207	40%	13,691-16,428	20%	0-13,690	free
2 Adults	27,381 and over	100%	25,327-27,380	80%	18,208-25,326	60%	16,429-18,207	40%	13,691-16,428	20%	0-13,690	free
3	34,341 and over	100%	31,765-34,340	80%	22,837-31,764	60%	20,605-22,836	40%	17,171-20,604	20%	0-17,170	free
4	41,301 and over	100%	38,203-41,300	80%	27,466-38,202	60%	24,781-27,465	40%	20,651-24,780	20%	0-20,650	free
5	48,261 and over	100%	44,641-48,260	80%	32,094-44,640	60%	28,957-32,093	40%	24,131-28,956	20%	0-24,130	free
6	55,221 and over	100%	51,079-55,220	80%	36,722-51,078	60%	33,133-36,721	40%	27,611-33,132	20%	0-27,610	free
7	62,181 and over	100%	57,517-62,180	80%	41,350-57,516	60%	37,309-41,349	40%	31,091-37,308	20%	0-31,090	free
8	69,141 and over	100%	63,955-69,140	80%	45,979-63,954	60%	41,485-45,978	40%	34,571-41,484	20%	0-34,570	free
9	76,101 and over	100%	70,915-76,100	80%	52,939-70,914	60%	48,445-52,938	40%	41,531-48,444	20%	0-41,530	free
10	83,061 and over	100%	77,875-83,060	80%	59,899-77,874	60%	55,405-59,898	40%	48,491-55,404	20%	0-48,490	free
additional												
Each additional person	6,960	100%	6,960	80%	6,960	60%	6,960	40%	6,960	20%	6,960	free

* Based upon 2007 Federal Poverty Level Guidelines, released 3-13-2007

% Fee = Percentage of the total cost of the fee that patient is required to pay.

Free = Patient is not required to pay - all fees are waived.

Fee calculated by taking office charge X % required to pay = \$ patient is responsible to pay

Example: Office Visit \$60.00 X .80 = \$48.00 patient responsible for. Patient may be billed if they are not able to pay at the time of visit.

MONTEREY COUNTY BOARD OF SUPERVISORS

MEETING: May 17, 2011 – Consent	AGENDA NO.: 26
SUBJECT: Adopt a Resolution amending Article I.b. of the Monterey County Master Fee Resolution effective July 1, 2011, to adjust the Sexual Assault Response Team examination fee pursuant to the attached Fee Schedule.	
DEPARTMENT: Health – Administration	

RECOMMENDATION:

It is recommended that the Board of Supervisors adopt a Resolution amending Article I.b. of the Monterey County Master Fee Resolution effective July 1, 2011, to adjust the Sexual Assault Response Team examination fees pursuant to the attached Fee Schedule.

SUMMARY

The Health Department has operated the Sexual Assault Response Team (SART) Program since July 1, 2007, and no adjustments have been made to the fee schedule since July 2007. Pursuant to Penal Code section 13823.95, the County charges local law enforcement agencies in order to recover a portion of the cost associated with performing forensic examinations and testifying in court at their request. The Health Department requests that the existing fees for examination including photography fee be increased to \$925.00 from \$625.00 in order to more closely represent the actual cost of the service and recoup, while not exceeding the reasonable costs to the County for that service. We are also requesting a SART readiness retainer fee be added to the fee resolution.

DISCUSSION:

The Sexual Assault Response Team (SART) has existed in the County of Monterey since 1998. It was initially managed under the auspices of the Natividad Medical Center Foundation, then in 2000 it was managed by the Visiting Nurses Association through a contract with the County of Monterey Office of the District Attorney, and then in 2007 the program was transferred to the Health Department.

When the Health Department took over operation of SART on July 1, 2007, there was a transfer in appropriation of \$211,214 of Tobacco Master Settlement Agreement Funds from the Office of the District Attorney to the Health Department to cover costs associated with operating SART. Combined with the recovery of fees from law enforcement allowed pursuant to Penal Code section 13823.95, the SART program has been traditionally fully funded with no need for a supplemental General Fund contribution.

The cost to operate Health Department programs has continued to rise and is expected to continue at the current level of increase in FY 2011-12. As a result, the Health Department's cost for providing services across the board is being evaluated to ensure that fees are reflective of current operation costs. Due to an increase in baseline costs and a reduction of Tobacco Master Settlement Agreement Funds to \$160,000 for Fiscal Year 2011-12, the Health Department is now requesting that the SART fees be adjusted to more closely reflect (while still not fully meeting) the cost for providing those specific services. It is therefore requested that the SART's victim and suspect examination including photography fee be increased to \$925.00 from \$625.00 per exam, and that the fee schedule have added to it an annual readiness retainer fee of \$2,000 per law enforcement agency per year in order to

continue to fund the SART program through the collection of reasonable fees that do not exceed the cost of the services provided to that payor. The readiness retainer fee will be invoiced to each law enforcement agency at the beginning of each fiscal year, which will be credited for services provided up to this amount.

If the proposed fee adjustment is not approved by your Board, the Health Department will need to make operational adjustments to the SART program to reduce expenditures with an associated reduction in service level. The requested adjustments facilitate only the cost recovery of the reasonable costs associated with the service, but do not exceed, the fully loaded costs associated with the program, and more accurately reflect the burden on the program associated with the level of use by each of the payors.

The current cost per exam is approximately \$3,600 and with the use of \$160,000 Tobacco Settlement the recommended fees are estimated to cover the remaining costs. It is requested that the fees take effect July 1, 2011. A copy of the fee schedule is on file with the Clerk of the Board.

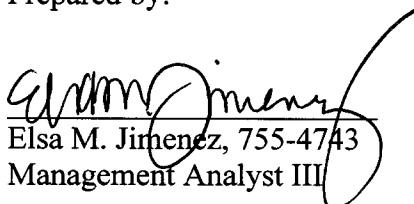
OTHER AGENCY INVOLVEMENT:

County Counsel has reviewed, and approved as to legal form, the proposed amendment to the Monterey County Master Fee Resolution. SART staff and oversight committee Chair Chief Lawson met with the Police Chiefs and they have taken a position of support.

FINANCING:


The recommended fee adjustment is intended to assist in recapturing, but not exceeding the County's reasonable costs associated with the provision of SART examination and court testimony services pursuant to Penal Code section 13823.95, and do not actually meet or exceed actual costs for providing these services. Anticipated revenues resulting from proposed fee adjustment are included in the FY 2011-12 Recommended Budget. The proposed fee assures a more accurate allocation of the costs of the program to those entities that use the service, without requiring a subsidy from the County General Fund.

Prepared by:


Elsa M. Jimenez, 755-4743
Management Analyst III

Date: 5/5/11

Approved by:


Ray Bullick 755-4526
Director of Health

Date: 5/5/11

Attachments: Attachment A - Schedule of Fees and Charges clean on file with the Clerk of the Board
Attachment B - Schedule of Fees and Charges strike-through on file with the Clerk of the Board

cc: Charles J. McKee, County Counsel
Michael Miller, Auditor Controller