

ORDINANCE NO. 2019-5

AN ORDINANCE ESTABLISHING
SCHEDULE OF FEES COLLECTION
FOR THE DAVIESS COUNTY HEALTH DEPARTMENT

An ordinance of the Board of County Commissioners, Daviess County, Indiana, providing for the Daviess County Board of Health to Establish and collect fees for services as authorized by IC 16-20-1-27.

BE IT ORDAINED by the Board of Commissioners of Daviess County, State of Indiana, that:

Section I. The Daviess County Board of Health is empowered to establish and collect fees in accord with the following definitions and provisions.

Section II. Definitions: The following definitions shall apply in the interpretation and enforcement of this Ordinance:

- A. The term "Board" as used herein shall mean the Daviess County Board of Health as provided for in IC 16-20-2.
- B. The term "Health Officer" shall mean the county Health Officer as provided for in IC 16-20-2-16.
- C. The term "authorized representative" shall mean an Agent in principal of the board and health officer as provided in IC 16-20-1-14.
- D. The term "person" shall mean any individual, partnership, co-partnership, firm, company, corporation or association.

Section III. Fees for Services

The Board of Health may, with the approval of the Daviess County Commissioners, establish and collect fees for specific services and records established by local ordinances and state law. However, fees may not exceed the cost of services provided.

- A. Fees Exemptions: Fees may be exempted for community partners, corporations, organizations or individuals on a case-by-case basis as determined by the Health Officer in conjunction with Department Staff. Exemptions will be determined, as necessary, when the potential for on-the-job exposure is at a higher risk than that of the general public; when a public health emergency is declared, resulting in an increased risk of potential disease transmission; when on-going medical evaluation is required due to a potential exposure incident; or for other reasons determined necessary for the prevention of disease transmission to the general public.

Section IV. Fees Schedule

The Board of Health shall establish a fees schedule in accordance with provisions of this ordinance. The fees schedule shall be periodically reviewed and amended at the request of the Health Officer as necessary to compensate for the changes in costs associated with services provided. Any amendments to the fees schedule must be approved by the Daviess County Commissioners pursuant to IC 16-20-2-27

A. The fees schedule as established by the Board shall be a separate attached document in accordance with this section of the ordinance and shall be made a part thereof of this ordinance. It shall contain all relevant fees as associated with the services provided by the Daviess County Health Department; all fees established in separate ordinances pertaining to the specific services provided are hereby repealed; the remainder of those separate ordinances shall not be affected thereby and shall remain in full force and effect.

B. Disposition of Fees: All fees collected by the board shall be transferred to the Daviess County Health Fund pursuant to IC 16-20-1-27; except for those fees collected through public health services, which shall be receipted into the County Health Fund in accordance to IC 16-46-10-4. The Commissioners and the Board are in agreement that the monies collected in accordance with the provisions of this Ordinance are only to be used for the maintenance or future expansion of the Daviess County immunization program and Board of Health Services.

2. Except where otherwise specified, any defined term in this Ordinance shall have the definition given to it in Ordinance No. 2016- . This order shall be in full force from and after its passing and publication.

C. Health Service—Fees—Other County health jurisdictions: Fees collected for health services provided to individuals in other county health jurisdictions and involving payment from county tax revenue shall be collected in accord with an agreement pursuant to IC 16-20-1-27.

Section V. Unconstitutionality Clause

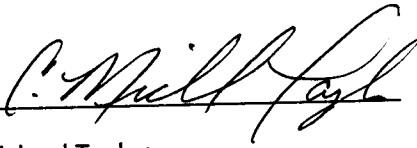
Should any section, paragraph, sentence, clause, or phase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby and shall remain in full force and effect.

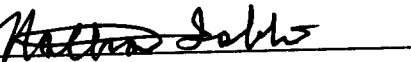
Section VI. Repeal and Date of Effect

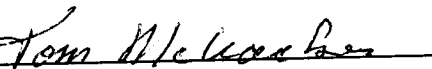
- A. All ordinances and parts of Ordinances in conflict with this Ordinance are hereby repealed, and this Ordinance shall be in full force and effect immediately upon its adoption and its publication as provided by law.

Passed and adopted by the Commissioners of Daviess County, State of Indiana, on the 23 day of July 2019.

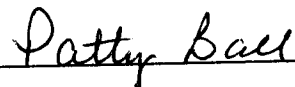
DAVIESS COUNTY COMMISSIONERS

By 
Michael Taylor

By 
Nathan Gabhart

By 
Tom McCracken

ATTEST:


Patty Ball, Daviess County Auditor