ORDINANCE NO. 2002-09

AN ORDINANCE OF COMMISIONERS OF MARTIN COUNTY, STATE OF INDIANA.

FEE SCHEDULE FOR SERVICES AND RECORDS PROVIDED BY THE MARTIN COUNTY HEALTH DEPARTMENT.

WHEREAS, Indiana Code Sections 36-1-3-1 et seq. Permit any County in the State of Indiana to exercise any power or perform any function necessary to the public interest in the context of its municipal or internal affairs, which is not prohibited by the Constitution of the United States or of the State of Indiana, or denied or pre-empted by any other law, or is not expressly granted by any other law to another governmental entity;

WHEREAS, the Board of Commissioners of the County of Martin, Indiana is the County executive and legislative body and is by law authorized to adopt ordinances and resolutions for the performance of functions within the County of Martin;

WHEREAS, the Board of Commissioners of the County of Martin, Indiana is by law authorized to approve fee schedules for services and records provided by the Martin County Health Department pursuant to Indiana Code Section 16-20-1-27;

WHEREAS, the proposed fees in the Fee Schedule have been studied and examined by the Martin County Health Department to determine that such fees are not in excess of the cost of services rendered;

WHEREAS, the proposed fees in the Fee Schedule have been adopted by the Martin County Board of Health after opportunity was given for public comment on the proposed fees;

WHEREAS, pursuant to the authority vested by Indiana Code Sections 36-1-3-1 et seq. and Indiana Code Section 16-20-1-27, the Board of Commissioners of the County of Martin, Indiana does hereby approve and establish a Fee Schedule governing the collections of fees for the services and records provided by the Martin County Health Department in accordance with the terms and provisions hereinafter stated;

NOW THEREFORE, BE IT ORDAINED, ORDERED, AND ESTABLISHED by the Board of Commissioners of the County of Martin, Indiana as follows:

1. DEFINITIONS. For the purpose of this Ordinance, the following terms shall be defined as set forth below:
   a. "Board of Health" means the Martin County Board of Health as provided for in Indiana Code Section 16-20-2-1 et seq.
   b. "Health Department" means the Martin County Health Department
   c. "Person" means any association, company, corporation, firm, individual, or partnership.
2. COLLECTION OF FEES. The Health Department shall collect the fees for all services it provides in accordance with this Ordinance.
3. FEES FOR SERVICES. The Board of Health shall charge a fee for providing any person with the services listed in the Fee Schedule of this Ordinance.
4. COLLECTION OF FEES, ACCOUNTING, AND DISPOSITION.
   a. Collection of Fees. The Health Department shall collect the fees established by this Ordinance in accordance with section Five (5) below.
   b. Accounting for Fees. All fees collected by the Health Department shall be accounted for in detail for each program service area.
   c. Disposition of Fees. All fees collected by the Health Department pursuant to this Ordinance shall be transferred to the Martin County Health Fund. The monies collected in accordance with this Ordinance shall be used only for the maintenance or future expansion of the specific program service area from which they are derived.

d. Fees for Other County Health Jurisdictions. Fees collected for health services and records provided to persons in other county health jurisdictions and involving payment from Martin County tax revenues shall be collected in accordance with agreements entered into pursuant to Indiana Code Section 16-20-1-8.

5. FEE SCHEDULE. The following Fee Schedule is established and approved for the services and records provided by the Health Department:

BIRTH CERTIFICATE:	$ 7.00 per copy
Amendment:	$10.00
DEATH CERTIFICATE:	$ 7.00 per copy ($1.00 Coroner Education Fund)
FOOD PERMITS:	
Permanent Establishment	$25.00 Full Year (Issued prior to June 30) $12.50 Half Year (Issued on or after July 1)
Temporary Units	$10.00 per event (Not to exceed $30.00)
Late Fee	The cost of the Food Permit will be doubled for permit applications not received prior to February 1st. (Existing establishments only)
SEPTIC PERMITS	$30.00 (New or Repair)
DYE TEST (Real Estate Inspection)	$30.00 (Existing Systems)

6. MAXIMUM FEE SCHEDULE. The fees set forth in this Ordinance are maximum fees. Specific fees charged shall be determined by and limited in accordance with any applicable State and Federal laws, rules and regulations pertaining thereto. In addition, specific rates charged shall be governed by any person's financial ability to pay.

7. REPEALING EFFECT. All fee schedules and the terms and provisions of any ordinances are hereby repealed.

8. EFFECTIVE DATE. This Ordinance shall become effective on January 1, 2003.

ORDAINED AND ADOPTED this 10th day of December, 2002.

BOARD OF COMMISSIONERS OF THE COUNTY OF MARTIN, INDIANA

Delbert (Dick) Howell
DELBERT (DICK) HOWELL, President

RANDY WININGER, Commissioner

Paul McFeaters
PAUL MCFEATERS, Commissioner

ATTEST:

Frances K. Taylor
FRANCIS K. TAYLOR, Auditor