

Article - Health - General

19-207.1.

(A) (1) THE COMMISSION SHALL ASSESS AND COLLECT USER FEES ON FACILITIES AS DEFINED IN THIS SECTION.

(2) FOR THE PURPOSE OF THIS SECTION, FACILITIES MEANS HOSPITALS AND RELATED INSTITUTIONS WHOSE RATES HAVE BEEN APPROVED BY THE COMMISSION.

(B) THE TOTAL USER FEES ASSESSED IN ANY FISCAL YEAR SHALL NOT EXCEED \$1,000,000.

(C) THE TOTAL AMOUNT OF USER FEES ASSESSED SHALL BE REASONABLY RELATED TO THE COST OF CARRYING OUT THE FUNCTIONS OF THE COMMISSION, INCLUDING:

(1) THE COMPENSATION AND EXPENSES OF THE COMMISSION, ITS OFFICERS, AGENTS, AND EMPLOYEES;

(2) THE COST OF RETIREMENT AND PENSION CONTRIBUTIONS, SOCIAL SECURITY, HEALTH INSURANCE, AND OTHER BENEFITS REQUIRED TO BE PAID BY THE STATE FOR THE PERSONNEL OF THE COMMISSION; AND

(3) ITEMS OF MAINTENANCE, SERVICES, AND OPERATIONAL EXPENSES.

(D) THE COMMISSION SHALL FIX THE AMOUNT OF USER FEES TO BE ASSESSED FOR EACH FISCAL YEAR AFTER TAKING INTO CONSIDERATION FEDERAL FUNDS AVAILABLE TO THE COMMISSION BY GRANT OR CONTRACT FOR THAT FISCAL YEAR.

(E) THE COMMISSION SHALL PAY ALL FUNDS COLLECTED FROM USER FEES INTO THE GENERAL FUND OF THE STATE.

(F) (1) THE COMMISSIONS'S BUDGET FOR A FISCAL YEAR MAY EXCEED THE TOTAL USER FEE OF \$1,000,000; AND

(2) THE DEPARTMENT SHALL REQUEST ANY ADDITIONAL BUDGET SUPPORT NECESSARY FOR THE COMMISSION TO CARRY OUT ITS DUTIES.

(G) THE COMMISSION SHALL:

(1) SUBJECT TO THE LIMITATIONS ON THE AMOUNT OF ASSESSABLE USER FEES PROVIDED IN THIS SECTION, ASSESS EACH FACILITY THAT PORTION OF THE TOTAL AMOUNT OF USER FEES THAT COMPARES ACTUAL ADMISSIONS OF EACH FACILITY TO THE TOTAL ADMISSIONS OF ALL FACILITIES;

(2) ESTABLISH MINIMUM AND MAXIMUM ASSESSMENTS; AND

(3) ASSESS EACH FACILITY ON OR BEFORE APRIL 30 OF EACH YEAR.