

RESOLUTION 22-R-\_\_\_\_\_

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF \_\_\_\_\_ COUNTY, FLORIDA; INCORPORATING RECITALS; FINDING A NEED TO INCREASE CERTAIN MEDICAL EXAMINER FEES; APPROVING AN INCREASE FOR CERTAIN MEDICAL EXAMINER FEES; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

**WHEREAS**, \_\_\_\_\_ County is a member of the Medical Examiner District \_\_\_\_\_, which serves to ensure the provision of Medical Examiner services for \_\_\_\_\_ County citizens' health, safety and welfare; and

**WHEREAS**, Medical Examiner District Five, has a membership consisting of Citrus, Hernando, Lake, Marion and Sumter counties; and

**WHEREAS**, Medical Examiner District Twenty-Four, has a membership consisting of Seminole County; and

**WHEREAS**, in its capacity as a member of Medical Examiner District \_\_\_\_\_, \_\_\_\_\_ County did enter into that certain Interlocal Agreement pursuant to Section 163.01, Florida Statutes, dated September 25, 2018, and amended August 3, 2021, by and between the member counties of both Medical Examiner District Five and Medical Examiner District Twenty-Four, to join and form the District Medical Examiner Committee; and

**WHEREAS**, the formation of the District Medical Examiner Committee enables the member counties to cooperate with each other on a basis of mutual advantage allowing each member the ability to provide Medical Examiner services in a manner that best accords with each member's local community; and

**WHEREAS**, the District Medical Examiner Committee is duly considering and preparing its Five-Year Plan to be good stewards of the causes it serves and in doing so, has reviewed the rate schedule for Medical Examiner Services to determine if the rates are currently appropriate; and

**WHEREAS**, the District Medical Examiner Committee has advised the Board of County Commissioners that presently the Medical Examiner charge for attending to deaths occurring while in Florida Department of Corrections custody within the jurisdiction

of the District Medical Examiner Committee is Two Thousand Five Hundred Dollars (\$2,500.00) and this fee has remained at this rate for several years. The District Medical Examiner Committee has further advised the Board of County Commissioners that this fee is no longer competitive and does not adequately compensate for current day costs, and

**WHEREAS**, the District Medical Examiner Committee has recommended to the Board of County Commissioners that the fee for Medical Examiner services attending to deaths while in Florida Department of Corrections custody and occurring within the jurisdiction of the District Medical Examiner Committee be increased to Three Thousand Five Hundred Dollars (\$3,500.00) effective as soon as current contractual commitments permit but in no event earlier than April 1, 2022; and

**WHEREAS**, the District Medical Examiner Committee has advised the Board of County Commissioners that presently the Medical Examiner fee to perform cremations is Fifty Dollars (\$50.00) and has remained at this rate for several years; and

**WHEREAS**, the District Medical Examiner Committee has further advised the Board of County Commissioners that the fee for performing cremation is no longer competitive as historical evidence has proven that this particular service often requires extensive labor largely related to the inconsistent standards and verbiage utilized by physicians attending deaths and the wide breadth of circumstances involved in such cases; and

**WHEREAS**, the District Medical Examiner Committee has recommended to the Board of County Commissioners that the fee to perform cremations be raised to Sixty Dollars (\$60.00) and the new fee become effective as soon as current contractual commitments, permit but in no event earlier than April 1, 2022; and

**WHEREAS**, the District Medical Examiner Committee has advised the Board of County Commissioners that presently the Medical Examiner facility use fee for tissue procurement is One Hundred Seventy-Five Dollars (\$175.00) for corneas and Seven Hundred Fifty Dollars (\$750.00) for tissue other than corneas and said fees have remained at this rate for several years; and

**WHEREAS**, the District Medical Examiner Committee has further advised the Board of County Commissioners that market research indicates the facility fees for tissue procurement are outdated and in need of an increase; and

**WHEREAS**, the District Medical Examiner Committee has recommended to the Board of County Commissioners that the facility use fee for tissue procurement be raised to Two Hundred Twenty-Five Dollars (\$225.00) for procurement of corneas and One Thousand Dollars (\$1,000.00) for procurement of tissues other than corneas and that the

new fees become effective as soon as current contractual commitments permit but in no event earlier than April 1, 2022; and

**WHEREAS**, the Board of County Commissioners of \_\_\_\_\_ County finds the above recommendations of the District Medical Examiner Committee to be reasonable and economically sound; and

**WHEREAS**, the Board of County Commissioners of \_\_\_\_\_ County hereby supports the proposed Medical Examiner fee increases to ensure a fair compensation for services performed and to better effectuate the Medical Examiner District Committee's Five-Year Plan; and

**WHEREAS**, the Board of County Commissioners of \_\_\_\_\_ County, Florida deems approval of this Resolution to be in the best interests of the citizens of \_\_\_\_\_ County, Florida.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF \_\_\_\_\_ COUNTY, FLORIDA, THAT:**

**SECTION 1. RECITALS.** The above recitals represent the legislative findings of the \_\_\_\_\_ County Board of County Commissioners supporting the need for this Resolution.

**SECTION 2. MEDICAL EXAMINER FEES INCREASE.** The Board concurs with the recommendation of the District Medical Examiner Committee and authorizes the following increases to certain Medical Examiner fees and charges:

- A. Fees for Medical Examiner services to attend to deaths occurring while in Florida Department of Corrections custody will be raised to Three Thousand Five Hundred Dollars (\$3,500.00) effective as soon as current contractual commitments permit, but in no event earlier than April 1, 2022; and
- B. Medical Examiner Fees for the performance of cremations within the jurisdiction of the District Medical Examiner Committee will be increased to Sixty Dollars (\$60.00) effective as soon as current contractual commitments permit, but in no event earlier than April 1, 2022. Marion County, as Administrative Coordinator for the District Medical Examiner Committee, is hereby directed to provide reasonable advance written notice to all concerned providers.
- C. Facility use fees for tissue procurement within the District Medical Examiner facility will be increased to Two Hundred Twenty-Five Dollars (\$225.00) for procurement of corneas and One Thousand

Dollars (\$1,000.00) for procurement of tissues other than corneas effective as soon as current contractual commitments permit, but in no event earlier than April 1, 2022.

**SECTION 3. SEVERABILITY.** The provisions of this Resolution are severable. If any word, sentence, clause, phrase or provision of this Resolution for any reason is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Resolution will remain in full force and effect.

**SECTION 4. CONFLICT.** All Resolutions in conflict with this Resolution are repealed to the extent necessary to give this Resolution full force and effect.

**SECTION 5. EFFECTIVE DATE.** This Resolution takes effect upon passage by all six counties or April 1, 2022, whichever occurs later.

[This portion of page intentionally left blank. Signature pages to follow.]

**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

CITRUS COUNTY, FLORIDA, a political  
subdivision of the State of Florida

\_\_\_\_\_  
ANGELA VICK, CLERK

By: \_\_\_\_\_  
RONALD E. KITCHEN, JR., CHAIRMAN

Date: \_\_\_\_\_

APPROVED AS TO FORM FOR THE  
RELIANCE OF CITRUS COUNTY ONLY.

\_\_\_\_\_  
Denise A. Dymond Lyn  
County Attorney

**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

BOARD OF COUNTY  
COMMISSIONERS  
HERNANDO COUNTY, FLORIDA

\_\_\_\_\_  
DOUG CHORVAT, JR., CLERK

By: \_\_\_\_\_  
STEVE CHAMPION, CHAIRMAN

Date: \_\_\_\_\_

(SEAL)

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY.

By: \_\_\_\_\_  
County Attorney's Office

**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

BOARD OF COUNTY  
COMMISSIONERS  
LAKE COUNTY, FLORIDA

\_\_\_\_\_  
GARY J. COONEY, CLERK

By: \_\_\_\_\_  
SEAN M. PARKS, CHAIRMAN

Date: \_\_\_\_\_

APPROVED AS TO FORM  
AND LEGAL SUFFICIENCY.

By: \_\_\_\_\_  
Melanie Marsh  
County Attorney

**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

BOARD OF COUNTY  
COMMISSIONERS MARION COUNTY,  
FLORIDA

\_\_\_\_\_  
GREGORY C. HARRELL, CLERK

By: \_\_\_\_\_  
CARL ZALAK, III, CHAIRMAN

Date: \_\_\_\_\_

APPROVED AS TO FORM FOR THE  
RELIANCE OF MARION COUNTY ONLY.

\_\_\_\_\_  
Matthew G. Minter  
County Attorney



**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

BOARD OF COUNTY  
COMMISSIONERS  
SEMINOLE COUNTY, FLORIDA

\_\_\_\_\_  
GRANT MALOY  
Clerk to the Board of  
County Commissioners of  
Seminole County, Florida.  
Date: \_\_\_\_\_

By: \_\_\_\_\_  
BOB DALLARI, CHAIRMAN

FOR THE USE AND RELIANCE OF  
SEMINOLE COUNTY ONLY.

As authorized for execution by the Board of  
County Commissioners at its \_\_\_\_\_  
2022, regular meeting.

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY.

\_\_\_\_\_  
County Attorney

**DULY ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

SUMTER COUNTY BOARD OF  
COUNTY COMMISSIONERS

\_\_\_\_\_  
GLORIA R. HAYWARD, SUMTER  
COUNTY CLERK OF COURT  
BY: DEPUTY CLERK

By: \_\_\_\_\_  
CRAIG A. ESTEP, CHAIRMAN

Date: \_\_\_\_\_

FOR THE USE AND RELIANCE OF  
SUMTER COUNTY ONLY.

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY.

\_\_\_\_\_  
Jennifer C. Rey, Esq.  
County Attorney