

**CITY OF EL PASO, TEXAS  
AGENDA ITEM  
DEPARTMENT HEAD'S SUMMARY FORM**

**DEPARTMENT:** Public Health

**AGENDA DATE:** Introduction: CCA May 18, 2010; Public Hearing: CCA May 25, 2010

**CONTACT PERSON NAME AND PHONE NUMBER:** Michael Hill, Director 771-5702

**DISTRICT(S) AFFECTED:** All

**SUBJECT:**

Authorize the Mayor to approve changes to Title 9 (Health and Safety), Chapter 9.02 (Department of Public Health), Section 9.02.040 (Fees – Clinics and Laboratory) of City Code as determined by City Council.

**BACKGROUND / DISCUSSION:**

Changes to Title 9 (Health and Safety), Chapter 9.02 (Department of Public Health), Section 9.02.040 (Fees – Clinics and Laboratory) of the City Code, to establish a sliding fee schedule based on the Federal Poverty Income Guideline levels for Department of Public Health clinic services.

**PRIOR COUNCIL ACTION:**

Has the Council previously considered this item or a closely related one?

N/A

**AMOUNT AND SOURCE OF FUNDING:**

N/A

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**BOARD / COMMISSION ACTION:**

Enter appropriate comments or N/A

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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**



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(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

*Information copy to appropriate Deputy City Manager*

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.02 (DEPARTMENT OF PUBLIC HEALTH), SECTION 9.02.040 (FEES – CLINICS AND LABORATORY.) BY ADDING SUBSECTION D, TO ALLOW FOR A SLIDING FEE**

**WHEREAS**, it has been determined by the Mayor and City Council that it is necessary to offer a sliding fee schedule for the services provided at the City's Department of Public Health clinics in order to comply with certain grants which fund said clinics' services; and

**WHEREAS**, for those clinics not subject to said grant funding criteria, it is equally important to establish a sliding fee schedule in order to ensure that those individuals who fall within the Federal Poverty Income Guidelines obtain the services offered by the tuberculosis, sexually transmitted disease and immunizations clinics, so that inability to pay the standard fee at said clinics is not the reason for a potential public health threat in those health areas; and

**WHEREAS**, City Council finds that establishing a sliding fee schedule based on the Federal Poverty Income Guideline levels for Department of Public Health clinic services is consistent with the requirements of Texas Health and Safety Code Section 121.006(b) and with protecting the public health, safety and welfare of El Paso citizens;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

**Section 1.** That Title 9 (Health and Safety), Chapter 9.02 (Department of Public Health), Section 9.02.040 (Fees – Clinics and laboratory), adding Subsection D. to the El Paso City Code to read as follow:

9.02.040 Fees – Clinics and laboratory.

D. The director of the department of public health is authorized to adjust fees for services based on any discounts that apply based on the Federal Poverty Income Guidelines in any of the clinics for any of the services offered by the department. In

order to apply a discounted fee that is not described in 9.02.040A of the El Paso City Code, the director must receive from a person requesting service in a department clinic, proof of income, proof of residency in the city or county, as applicable, and two instruments issued by a state or national government or by a subdivision of either.

Section 2. This ordinance shall take effect on September 1, 2010.

Section 3. Except as expressly herein amended, Title 9 (Health and safety), Chapter 9.02 (Department of Public Health) of the El Paso City Code shall remain in full force and effect.

ADOPTED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2010.

THE CITY OF EL PASO:

ATTEST:

\_\_\_\_\_  
John F. Cook, Mayor

\_\_\_\_\_  
Richarda Duffy Momsen, City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

  
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Josette Flores  
Assistant City Attorney

  
\_\_\_\_\_  
Michael Hill, Director  
Department of Public Health