

1 Introduced by the Council President at the request of the Mayor and  
2 amended by the Neighborhoods, Community Services, Public Health and  
3 Safety Committee:

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6 **ORDINANCE 2022-643-E**

7 AN ORDINANCE, PURSUANT TO CHAPTER 170, *FLORIDA*  
8 *STATUTES*, AND CHAPTERS 491 AND 715, *ORDINANCE*  
9 *CODE* ESTABLISHING THE 2022 SPECIAL ASSESSMENTS  
10 FOR FLORIDA AGENCY FOR HEALTHCARE ADMINISTRATION  
11 ("AHCA") LICENSED HOSPITALS PURSUANT TO  
12 ORDINANCE 2021-456-E; ESTABLISHING THE 2022  
13 ASSESSMENT RATE; PROVIDING NOTICE OF PUBLIC  
14 HEARINGS; APPROVING THE 2022 FINAL ASSESSMENT  
15 ROLL; PROVIDING AN EFFECTIVE DATE.  
16

17 **WHEREAS**, by and through Ordinance 2021-456-E, the City Council  
18 authorized assessments on AHCA licensed hospitals for the purpose of  
19 funding the county portion of the Directed Payment Program (DPP)  
20 through the Local Provider Participation Fund (LPPF).

21 **WHEREAS**, the program requires an annual calculation of the rate  
22 based on each year's projected shortfall figure provided by AHCA, and  
23 the Council must reauthorize the rate and assessment each year.

24 **WHEREAS**, the initial year of the program successfully provided  
25 local facilities with needed federal funding to serve Medicaid  
26 recipients such that renewal of the assessment is in the best interest  
27 of the community;

28 **WHEREAS**, the eleven impacted facilities have all agreed to and  
29 requested that the program be continued;

30 **WHEREAS**, the eleven impacted facilities have all been involved  
31 in the conversations about the anticipated rate and recognize that

1 the rate in the ordinance may change between filing of the Preliminary  
2 Rate Ordinance legislation and the final public hearing for the  
3 authorization of the Annual Rate Ordinance and still desire to  
4 proceed;

5 **BE IT ORDAINED** by the Council of the City of Jacksonville:

6 **Section 1. Description of Programs.** The funds collected  
7 pursuant to this annual assessment shall serve to provide the  
8 nonfederal share of funding needed to offset the Medicaid shortfall  
9 under the DPP, an action which will allow the facilities to access  
10 additional federal funding for their treatment of Medicaid patients.

11 **Section 2. Service Cost.** The estimated total cost to  
12 cover the DPP through the LPPF assessments is \$44,741,738. This  
13 figure is calculated by AHCA and is typically provided on or around  
14 late October or November each year. The impacted parties and the City  
15 are aware that in the event that the AHCA calculation is higher, the  
16 final assessment amount may change.

17 **Section 3. Assessment Rate.** Based on the estimated amount  
18 needed to cover the funding shortfall, each facility shall be assessed  
19 a uniform rate calculated at a rate of .21%. Each hospital's  
20 assessment is calculated based on the rate multiplied by the gross  
21 patient revenue.

22 **Section 4. Maximum Rate.** In light of the estimated figure  
23 utilized for this determination and the impacted facilities'  
24 agreement with the calculation and possible modifications, the  
25 assessments shall not include a maximum rate.

26 **Section 5. Public Hearing Dates.** Pursuant to Sections  
27 170.07 and 170.08, *Florida Statutes*, as well as Chapter 491 and  
28 Section 715.206, *Ordinance Code*, the Council held public hearings on  
29 September 13, 2022, and September 27, 2022, to hear testimony from  
30 affected property owners as to the propriety and advisability of  
31 funding the proposed improvements with special assessments on

1 property, including the preliminary roll.

2           **Section 6.           Notice to Affected Owners.** The City reviewed the  
3 2022 Roll, updated the listings, and provided notice of the two  
4 scheduled public hearings to each affected facility individually via  
5 U.S. Mail and published the same information in the Daily Record. An  
6 example of the Notice of Public Hearing mailed to the owners of the  
7 properties to be assessed required by Section 170.07, *Florida*  
8 *Statutes*, and Section 715.205, *Ordinance Code*, is attached hereto as  
9 **Exhibit 1.**

10           **Section 7. Assessment Roll and Method of Collection.** The Council  
11 hereby approves the 2022 Assessment Roll attached hereto as **Exhibit**  
12 **2.** The method of collection for 2022 shall be the alternative method  
13 pursuant to Chapter 170, *Florida Statutes*. Pursuant to Section  
14 170.08, *Florida Statutes*, the 2022 Assessment Roll shall be recorded  
15 in the City of Jacksonville Improvement Lien Book.

16           **Section 8.           Retaining All Rights Granted by Chapter 170,**  
17 ***Florida Statutes.*** The City of Jacksonville hereby retains all rights  
18 granted to municipalities by Chapter 170, *Florida Statutes*, for the  
19 special assessments authorized herein, including priority of lien,  
20 interest and foreclosure; provided, however, that any legal  
21 proceeding to enforce payment of such special assessments shall  
22 require City Council approval.

23           **Section 9.           Authorization to Execute and Implement.** The  
24 Council hereby approves, and the Mayor, or his designee, and the  
25 Corporation Secretary, are hereby authorized to execute, for and on  
26 behalf of the City of Jacksonville, the AHCA Letter of Agreement in  
27 substantially the form attached hereto as **Exhibit 3**, (2021 letter),  
28 and to take, or cause to be taken, for and on behalf of the City,  
29 such further action as is necessary to effectuate the purpose of this  
30 Ordinance.

31           **Section 10.          Effective Date.** This Ordinance shall become

1 effective upon signature by the Mayor or upon becoming effective  
2 without the Mayor's signature.

3 Form Approved:

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5           /s/ Mary E. Staffopoulos          

6 Office of General Counsel

7 Legislation Prepared By: Trisha Bowles

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