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BOARD OF MANAGERS ORDER **JULY 23, 2024**

Order Setting the Fiscal Year 2025 Mandatory Payment Rate for the Nueces County Hospital District Health Care Provider Participation Program

WHEREAS, the Texas Legislature in the 86th Regular Session enacted S.B. 2315 which added Chapter 298C to the Health and Safety Code enabling the Nueces County Hospital District's ("District") Board of Managers ("Board") to authorize a local health care provider participation program ("Program");

WHEREAS, the 87th Texas Legislature enacted House Bill 1456 which amended Health and Safety Code, Chapter 298C effective June 15, 2021;

WHEREAS, pursuant to Section 298C.003 of the Health and Safety Code the Board authorized the District to participate in the Program for Fiscal Year 2021, Fiscal Year 2022, Fiscal Year 2023, and Fiscal Year 2024 on September 29, 2020; August 3, 2021; September 20, 2022; and July 24, 2023, respectively;

WHEREAS, the Board desires to proceed with establishing the amount of the mandatory payments under the Program for Fiscal Year 2025 (October 1, 2024 – September 30, 2025) and to satisfy the related preliminary requirements of Chapter 298C, Health and Safety Code;

WHEREAS, pursuant to Section 298C.101(a), Health and Safety Code in each fiscal year that the Board authorizes the Program, the Board is required to hold a public hearing on the amounts of any mandatory payments that the Board intends to require during the applicable fiscal year and how the revenue derived from those mandatory payments is to be spent, and the District held said public hearing on July 23, 2024;

WHEREAS, pursuant to Section 298C.101(b), Health and Safety Code not later than the fifth day before the date of the public hearing, the Board is required to publish notice of the public hearing in a newspaper of general circulation in the District, and the District published said notice on July 16, 2024;

WHEREAS, pursuant to Section 298C.101(b), Health and Safety Code not later than the fifth day before the date of the public hearing, the Board is required to provide written notice of the hearing to each institutional health care provider located in the District, and the District provided said notice on June 27, 2024; and

WHEREAS, in consideration of the foregoing, the Board now desires to establish the amount of the mandatory payments under the Program for Fiscal Year 2025 and to direct that the mandatory payments to be used for one or more of the authorized uses of the mandatory payments as set forth in §298C.103, Health and Safety Code.

NOW THEREFORE, BE IT ORDERED that the Board sets the amount of the mandatory payments under the Program for Fiscal Year 2025 at six percent (6%) of the net patient revenue of each institutional health care provider located in the District and directs the mandatory payments to be used for one or more of the authorized uses of the mandatory payments as set forth in §298C.103, Health and Safety Code.

**NUECES COUNTY HOSPITAL DISTRICT
BOARD OF MANAGERS**

John E. Valls, MBA
Chairman

Vishnu V. Reddy, M.D.
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Member

Belinda Flores, R.N.
Member

Judge Mariana Garza
Member

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Member

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Member

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ABSENT: ()

all as shown in the official Minutes of the Board for the Meeting.

5. The attached Order is a true and correct copy of the original on file in the official records of the Hospital District; the duly qualified and acting members of the Board on the date of the Meeting are those persons shown above, and, according to the records of my office, each member of the Board was given actual notice of the time, place, and purpose of the Meeting and had actual notice that the Order would be considered; and the Meeting and deliberation of the aforesaid public business, was open to the public and written notice of said meeting, including the subject of the Order, was posted and given in advance thereof in compliance with the provisions of Chapter 551, Texas Government Code, as amended.
6. I am the Secretary of the Board having been duly appointed pursuant to Health Code, §281.023(b).
7. The foregoing Order is in full force and effect; that the same has not been rescinded, nor has it been amended or modified in any way.

IN WITNESS WHEREOF, I have hereunto signed my name officially and affixed the seal of the Hospital District on this the 23rd day of July 2024.

Jonny F. Hipp
Secretary, Board of Managers
Nueces County Hospital District

{HOSPITAL DISTRICT SEAL}