80000036

ORDINANCE NO. 1994-2

AN ORDINANCE OF BUTTE COUNTY, IDAHO, ESTABLISHING A 30-DAY TIME LIMIT WITHIN WHICH A REQUEST FOR A HEARING BEFORE THE BUTTE COUNTY COMMISSIONERS MUST BE FILED REGARDING ADVERSE DECISIONS BY THE BUTTE COUNTY COMMISSIONERS IN MEDICAL INDIGENT CASES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, in University of Utah Hospital v. Minidoka County, 120 Idaho 91 (1991), the Idaho Supreme Court stated that an ordinance by a board of county commissioners is required in order to limit the time within which one could request a hearing before the board of county commissioners regarding an adverse decision by the county commissioners in a medical indigent case.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BUTTE COUNTY, IDAHO:

SECTION 1: There is hereby established a 30-day time limit within which an indigent person, or any other person, physician's professional corporation, medical laboratory, or hospital may request a hearing before the Butte County Commissioners regarding an adverse decision of the Butte County Commissioners on any application for medical indigent aid.

SECTION 2: For purposes of computing the 30-day time limit, the request for hearing must be received by the Butte County Clerk no later than the 30th day after the date that the written notice of the adverse decision is mailed by Butte County. No additional time shall be allowed for service by mail.

SECTION 3: This Ordinance shall take effect upon its passage and publication one time in the Arco Advertiser. Publication of this Ordinance is hereby directed.

PASSED AND APPROVED by the Board of County Commissioners, Butte County, this 23rd day of May, 1994.

James O. Andreason
Chairman, Butte County Commissioners

ATTEST:

Judith R. Bailey
Clerk

94-82

RECEIVED
JUN - 7 1994

LEGISLATURE OF THE STATE OF IDAHO

Fifty-second Legislature — Second Regular Session — 1994

IN THE SENATE

SENATE BILL NO. 1490

BY LOCAL GOVERNMENT AND TAXATION COMMITTEE

AN ACT

RELATING TO FEES COLLECTED BY TAXING DISTRICTS; AMENDING CHAPTER 22, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-2224A, IDAHO CODE, TO REQUIRE AN ADVERTISEMENT WHEN A TAXING DISTRICT INCREASES FEES OVER A CERTAIN PERCENTAGE, TO PROVIDE REQUIREMENTS FOR THE ADVERTISEMENT AND TO PROVIDE THE EFFECT OF FAILING TO ADVERTISE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 22, Title 63, Idaho Code, be, and the same is hereby amended by the addition thereto of a NEW SECTION, to be known and designated as Section 63-2224A, Idaho Code, and to read as follows:

63-2224A. ADVERTISEMENT OF FEE INCREASES. No taxing district may request a fee increase that exceeds one hundred five percent (105%) of the amount of the fee collected in the previous year, unless it advertises its intent to do so in a similar manner to that contained in section 63-2225, Idaho Code. Any taxing district that is required to advertise as provided in this section and which fails to do so shall have the validity of all or a portion of the fees it collects be voidable. A taxing district shall at a minimum, in the advertisement, list the amount of fees to be collected, the source of the fees, the percentage increase, any exemptions to the fees, an average cost of the fees per person, and any appeal procedures available to the imposition of the fees.

Sample City Ad

"NOTICE OF FEE INCREASE"

The City of _____ has proposed to increase its _____ fee by an amount that exceeds one hundred five percent (105%) of _____ fees collected the previous year. The proposed increase of (percent increase) percent is (percent above 105%) percent above 105 percent of the fees collected the previous year. The following schedule is an estimate of what this change may mean to a City of (city) _____ user:

Amount of fees to be collected	(amount)
Source of the Fees	(_____ users)
Percentage increase	(percent)
Exemptions	(if any)
Average cost per person	(amount)

(Describe appeal procedures available)