

Figure: 26 TAC §511.77(g)(2)(B)

Example Table for Administrative Penalties

Hospital's Total Gross Revenue	<u>Less Than \$10,000,000</u>		<u>\$10,000,000 or More & Less Than \$100,000,000</u>		<u>\$100,000,000 or More</u>	
<u>Penalty for Each Day of Violation*</u>	<u>\$10 per Violation per Day</u>		<u>\$100 per Violation per Day</u>		<u>\$1000 per Violation per Day</u>	
<u>Number of Days of Violation</u>	<u>Total Daily Penalty Amount</u>	<u>Cumulative Administrative Penalty</u>	<u>Total Daily Penalty Amount</u>	<u>Cumulative Administrative Penalty</u>	<u>Total Daily Penalty Amount</u>	<u>Cumulative Administrative Penalty</u>
1	\$10	\$10	\$100	\$100	\$1,000	\$1,000
2	\$20	\$30	\$200	\$300	\$2,000	\$3,000
3	\$30	\$60	\$300	\$600	\$3,000	\$6,000
4	\$40	\$100	\$400	\$1,000	\$4,000	\$10,000
5	\$50	\$150	\$500	\$1,500	\$5,000	\$15,000
6	\$60	\$210	\$600	\$2,100	\$6,000	\$21,000
7	\$70	\$280	\$700	\$2,800	\$7,000	\$28,000
8	\$80	\$360	\$800	\$3,600	\$8,000	\$36,000
9	\$90	\$450	\$900	\$4,500	\$9,000	\$45,000
10	\$100	\$550	\$1,000	\$5,500	\$10,000	\$55,000
11	\$110	\$660	\$1,100	\$6,600	\$11,000	\$66,000
12	\$120	\$780	\$1,200	\$7,800	\$12,000	\$78,000
13	\$130	\$910	\$1,300	\$9,100	\$13,000	\$91,000
14	\$140	\$1,050	\$1,400	\$10,500	\$14,000	\$105,000
15	\$150	\$1,200	\$1,500	\$12,000	\$15,000	\$120,000
16	\$160	\$1,360	\$1,600	\$13,600	\$16,000	\$136,000
17	\$170	\$1,530	\$1,700	\$15,300	\$17,000	\$153,000
18	\$180	\$1,710	\$1,800	\$17,100	\$18,000	\$171,000
19	\$190	\$1,900	\$1,900	\$19,000	\$19,000	\$190,000
20	\$200	\$2,100	\$2,000	\$21,000	\$20,000	\$210,000
21	\$210	\$2,310	\$2,100	\$23,100	\$21,000	\$231,000
22	\$220	\$2,530	\$2,200	\$25,300	\$22,000	\$253,000
23	\$230	\$2,760	\$2,300	\$27,600	\$23,000	\$276,000
24	\$240	\$3,000	\$2,400	\$30,000	\$24,000	\$300,000
25	\$250	\$3,250	\$2,500	\$32,500	\$25,000	\$325,000
26	\$260	\$3,510	\$2,600	\$35,100	\$26,000	\$351,000
27	\$270	\$3,780	\$2,700	\$37,800	\$27,000	\$378,000
28	\$280	\$4,060	\$2,800	\$40,600	\$28,000	\$406,000
29	\$290	\$4,350	\$2,900	\$43,500	\$29,000	\$435,000

<u>Hospital's Total Gross Revenue</u>	<u>Less Than \$10,000,000</u>		<u>\$10,000,000 or More & Less Than \$100,000,000</u>		<u>\$100,000,000 or More</u>	
<u>30</u>	<u>\$300</u>	<u>\$4,650</u>	<u>\$3,000</u>	<u>\$46,500</u>	<u>\$30,000</u>	<u>\$465,000</u>
<u>31</u>	<u>\$310</u>	<u>\$4,960</u>	<u>\$3,100</u>	<u>\$49,600</u>	<u>\$31,000</u>	<u>\$496,000</u>

Note: Figure 26 TAC §511.77(g)(2) is for example purposes only. Violations for more than 31 days will continue to accrue and be calculated according to this formula:

Cumulative administrative penalty = [penalty for each day of violation + (penalty for each day of violation x number of days of violation)]/2 x (number of days of violation).

*HSC §327.008(c)(1) authorizes a penalty that may not exceed \$10 for each day a hospital violates HSC Chapter 327 if the hospital's total gross revenue is less than \$10,000,000;

HSC §327.008(c)(2) authorizes a penalty that may not exceed \$100 for each day a hospital violates HSC Chapter 327 if the hospital's total gross revenue is \$10,000,000 or more and less than \$100,000,000; and

HSC §327.008(c)(3) authorizes a penalty that may not exceed \$1,000 for each day a hospital violates HSC Chapter 327 if the hospital's total gross revenue is \$100,000,000 or more.