

House \_\_\_\_\_ Amendment NO. \_\_\_\_\_

Offered By

1 AMEND Senate Substitute for Senate Bill No. 802, Page 1, Section A, Line 4, by inserting after all  
2 of said section and line the following:

3  
4 "205.160. The county commissions of the several counties of this state, both within and  
5 outside such counties, except in counties of the third or fourth classification (other than the county  
6 in which the hospital is located) where there already exists a hospital organized pursuant to  
7 ~~[chapters 96,]~~ chapter 205 ~~[or 206]~~; provided, however, that this exception shall not prohibit the  
8 continuation of existing activities otherwise allowed by law, are hereby authorized, as provided in  
9 sections 205.160 to 205.340, to establish, construct, equip, improve, extend, repair and maintain  
10 public hospitals and engage in health care activities, and may issue bonds therefor as authorized by  
11 the general law governing the incurring of indebtedness by counties.

12 205.165. 1. The board of trustees of any hospital authorized under this subsection and  
13 organized under the provisions of sections 205.160 to 205.340 may invest ~~[up to fifteen percent of~~  
14 ~~their] its~~ funds not required for immediate disbursement in obligations or for the operation of the  
15 hospital as follows:

16 (1) Up to fifteen percent of such funds into:

17 (a) ~~Any mutual [fund, in the form of an investment company, in which shareholders~~  
18 ~~combine money to invest in a variety of]~~ funds that invest in stocks, bonds, or real estate, or any  
19 combination thereof;

20 (b) Stocks[;];

21 (c) Bonds[,-and] that have:

22 a. One of the five highest long-term ratings or the highest short-term rating issued by a  
23 nationally recognized rating agency; and

24 b. A final maturity of ten years or less;

25 (d) Money-market investments; or

26 (e) Any combination of investments described in paragraphs (a) to (d) of this subdivision;

27 (2) Up to thirty-five percent of such funds into:

28 (a) Mutual funds that invest in stocks, bonds, or real estate, or any combination thereof;

29 (b) Bonds that meet the rating and maturity requirements of paragraph (c) of subdivision (1)  
30 of this subsection;

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1 (c) Money-market investments; or

2 (d) Any combination of investments described in paragraphs (a) to (c) of this subdivision;

3 and

4 (3) The remaining percentage into any investment in which the state treasurer is allowed to  
5 invest.

6 2. The provisions of this section shall only apply if the hospital[:

7 ~~(1) Is located within a county of the first classification with more than one hundred fifty~~  
8 ~~thousand but fewer than two hundred thousand inhabitants; and~~

9 ~~(2)]~~ receives less than ~~[one]~~ three percent of its annual revenues from county or state taxes.

10 205.190. 1. The trustees shall, within ten days after their appointment or election, qualify  
11 by taking the oath of civil officers and organize as a board of hospital trustees by the election of one  
12 of their number as chairman, one as secretary, one as treasurer, and by the election of such other  
13 officers as they may deem necessary.

14 2. No trustee shall receive any compensation for his or her services performed, but a trustee  
15 may receive reimbursement for any cash expenditures actually made for personal expenses incurred  
16 as such trustee, and an itemized statement of all such expenses and money paid out shall be made  
17 under oath by each of such trustees and filed with the secretary and allowed only by the affirmative  
18 vote of all of the trustees present at a meeting of the board.

19 3. The board of hospital trustees shall make and adopt such bylaws, rules and regulations for  
20 its own guidance and for the government of the hospital as may be deemed expedient for the  
21 economic and equitable conduct thereof, not inconsistent with sections 205.160 to 205.340 and the  
22 ordinances of the city or town wherein such public hospital is located. The board shall provide by  
23 regulation for the bonding of the chief executive officer and may require a bond of the treasurer of  
24 the board and of any employee of the hospital as it deems necessary. The costs of all bonds required  
25 shall be paid out of the hospital fund. Except as provided in subsection 4 of this section, it shall  
26 have the exclusive control of the deposit, investment, and expenditure of all moneys collected to the  
27 credit of the hospital fund, and of the purchase of site or sites, the purchase or construction of any  
28 hospital buildings, and of the supervision, care and custody of the grounds, rooms or buildings  
29 purchased, constructed, leased or set apart for that purpose; provided, that all moneys received for  
30 such hospital shall be credited to the hospital and deposited into the depository thereof for the sole  
31 use of such hospital in accordance with the provisions of sections 205.160 to 205.340. All funds  
32 received by each such hospital shall be paid out only upon warrants ordered drawn by the treasurer  
33 of the board of trustees of said county upon the properly authenticated vouchers of the hospital  
34 board.

35 4. The trustees shall have authority, both within and outside the county, except in counties of  
36 the third or fourth classification (other than the county in which the hospital is located) where there  
37 already exists a hospital organized pursuant to ~~[chapters 96,]~~ chapter 205 ~~[or 206]~~; provided that this  
38 exception shall not prohibit the continuation of existing activities otherwise allowed by law, to  
39 operate, maintain and manage a hospital and hospital facilities, and to make and enter into contracts,

1 for the use, operation or management of a hospital or hospital facilities; to engage in health care  
2 activities; to make and enter into leases of equipment and real property, a hospital or hospital  
3 facilities, as lessor or lessee, regardless of the duration of such lease; provided that any lease of  
4 substantially all of the hospital, as the term "hospital" is defined in section 197.020, wherein the  
5 board of trustees is lessor shall be entered into only with the approval of the county commission  
6 wherein such hospital is located and provided that in a county of the second, third or fourth  
7 classification, the income to such county from such lease of substantially all of the hospital shall be  
8 appropriated to provide health care services in the county; and further to provide rules and  
9 regulations for the operation, management or use of a hospital or hospital facilities. Any agreement  
10 entered into pursuant to this subsection pertaining to the lease of the hospital, as herein defined,  
11 shall have a definite termination date as negotiated by the parties, but this shall not preclude the  
12 trustees from entering into a renewal of the agreement with the same or other parties pertaining to  
13 the same or other subjects upon such terms and conditions as the parties may agree.  
14 Notwithstanding any other law to the contrary, the county commission in any noncharter county of  
15 the first classification wherein such hospital is located may separately negotiate and enter into  
16 contractual agreements with the lessee as a condition of approval of any lease authorized pursuant to  
17 this subsection.

18         5. The board of hospital trustees shall have power to appoint a suitable chief executive  
19 officer and necessary assistants and fix their compensation, and shall also have power to remove  
20 such appointees; and shall in general carry out the spirit and intent of sections 205.160 to 205.340 in  
21 establishing and maintaining a county public hospital.

22         6. The board of hospital trustees may establish and operate a day care center to provide care  
23 exclusively for the children of the hospital's employees. A day care center established by the board  
24 shall be licensed pursuant to the provisions of sections 210.201 to 210.245. The operation of a day  
25 care center shall be paid for by fees or charges, established by the board, and collected from the  
26 hospital employees who use its services. The board, however, is authorized to receive any private  
27 donations or grants from agencies of the federal government intended for the support of the day care  
28 center.

29         7. The board of hospital trustees shall hold meetings at least once each month, shall keep a  
30 complete record of all its proceedings; and three members of the board shall constitute a quorum for  
31 the transaction of business.

32         8. One of the trustees shall visit and examine the hospital at least twice each month and the  
33 board shall, during the first week in January of each year, file with the county commission of the  
34 county a report of its proceedings with reference to such hospital and a statement of all receipts and  
35 expenditures during the year; and shall at such time certify the amount necessary to maintain and  
36 improve the hospital for the ensuing year."; and

37  
38 Further amend said bill by amending the title, enacting clause, and intersectional references  
39 accordingly.