

HOUSE AMENDMENT NO. _____
TO
HOUSE AMENDMENT NO. _____

Offered By

1 AMEND House Amendment No. _____ to Senate Substitute for Senate Bill No. 1298, Page 7, Line 9, by
2 deleting all of said line and inserting in lieu thereof the following:
3

4 "provided in this subsection.

5 205.160. The county commissions of the several counties of this state, both within and outside such
6 counties, except in counties of the third or fourth classification (other than the county in which the hospital is
7 located) where there already exists a hospital organized pursuant to ~~chapters 96,~~ chapter 205 ~~or 206~~;
8 provided, however, that this exception shall not prohibit the continuation of existing activities otherwise
9 allowed by law, are hereby authorized, as provided in sections 205.160 to 205.340, to establish, construct,
10 equip, improve, extend, repair and maintain public hospitals and engage in health care activities, and may
11 issue bonds therefor as authorized by 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 organized
13 under the provisions of sections 205.160 to 205.340 may invest ~~up to fifteen percent of their~~ its funds not
14 required for immediate disbursement in obligations or for the operation of the hospital as follows:

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

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

18 (b) Stocks[;];

19 (c) Bonds[; and] that have:

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

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

23 (d) Money-market investments; or

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

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

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

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

29 (c) Money-market investments; or

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1 (d) Any combination of investments described in paragraphs (a) to (c) of this subdivision; and
 2 (3) The remaining percentage into any investment in which the state treasurer is allowed to invest.

3 2. The provisions of this section shall only apply if the hospital[=

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

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

7 205.190. 1. The trustees shall, within ten days after their appointment or election, qualify by taking
 8 the oath of civil officers and organize as a board of hospital trustees by the election of one of their number as
 9 chairman, one as secretary, one as treasurer, and by the election of such other officers as they may deem
 10 necessary.

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

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

30 4. The trustees shall have authority, both within and outside the county, except in counties of the
 31 third or fourth classification (other than the county in which the hospital is located) where there already exists
 32 a hospital organized pursuant to ~~[chapters 96,]~~ chapter 205 ~~[or 206]~~; provided that this exception shall not
 33 prohibit the continuation of existing activities otherwise allowed by law, to operate, maintain and manage a
 34 hospital and hospital facilities, and to make and enter into contracts, for the use, operation or management of
 35 a hospital or hospital facilities; to engage in health care activities; to make and enter into leases of equipment
 36 and real property, a hospital or hospital facilities, as lessor or lessee, regardless of the duration of such lease;
 37 provided that any lease of substantially all of the hospital, as the term "hospital" is defined in section 197.020,
 38 wherein the board of trustees is lessor shall be entered into only with the approval of the county commission
 39 wherein such hospital is located and provided that in a county of the second, third or fourth classification, the

1 income to such county from such lease of substantially all of the hospital shall be appropriated to provide
2 health care services in the county; and further to provide rules and regulations for the operation, management
3 or use of a hospital or hospital facilities. Any agreement entered into pursuant to this subsection pertaining to
4 the lease of the hospital, as herein defined, shall have a definite termination date as negotiated by the parties,
5 but this shall not preclude the trustees from entering into a renewal of the agreement with the same or other
6 parties pertaining to the same or other subjects upon such terms and conditions as the parties may agree.
7 Notwithstanding any other law to the contrary, the county commission in any noncharter county of the first
8 classification wherein such hospital is located may separately negotiate and enter into contractual agreements
9 with the lessee as a condition of approval of any lease authorized pursuant to this subsection.

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

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

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

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

28
29 Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

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31 THIS AMENDMENT AMENDS 4984S02.17H.