

Senate Amendment 3096

Amendment Text

PAG LIN

1 1 Amend [House File 224](#), as passed by the House, as
1 2 follows:
1 3 #1. Page 1, by inserting before line 1 the
1 4 following:
1 5 "Section 1. Section 37.9, unnumbered paragraphs 1
1 6 and 5, Code 1999, are amended to read as follows:
1 7 When the proposition to erect any such building or
1 8 monument has been carried by a majority vote, the
1 9 board of supervisors or the city council, as the case
1 10 may be, shall appoint a commission consisting of five
1 11 ~~or seven~~ members, in the manner and with the
1 12 qualifications provided in this chapter, which shall
1 13 have charge and supervision of the erection of the
1 14 building or monument, and when erected, the management
1 15 and control of the building or monument.
1 16 Commencing with the commissioners appointed to take
1 17 office after January 1, 1952,

~~one commissioner shall~~
-
1 18
~~be appointed for a term of one year, two commissioners~~
-
1 19
~~shall be appointed for a term of two years, and two~~
-
1 20
~~commissioners shall be appointed for a term of three~~
-
1 21
~~years, or in each instance until a successor is~~
-
1 22
~~appointed and qualified~~
- ~~the terms of office of the~~
1 23 commissioners shall be staggered so that all
1 24 commissioners' terms will not end in the same year.
1 25 Thereafter, the successors in each instance shall hold
1 26 office for a term of three years or until a successor
1 27 is appointed and qualified."
1 28 #2. Page 1, by inserting after line 8 the
1 29 following:
1 30 "Sec. ____ Section [347.9](#), Code 1999, is amended to
1 31 read as follows:
1 32 347.9 TRUSTEES APPOINTMENT TERMS OF OFFICE.
1 33 When it has been determined by the voters of a
1 34 county to establish a county public hospital, the
1 35 board shall appoint seven trustees chosen from among
1 36 the resident citizens of the county with reference to
1 37 their fitness for office, and not more than four of
1 38 the trustees shall be residents of the city at which
1 39 the hospital is located. The trustees shall hold

1 40 office until the following general election, at which
1 41 time their successors shall be elected, two for a term
1 42 of two years, two for four years, and three for six
1 43 years, and they shall determine by lot their
1 44 respective terms, and thereafter their successors
1 45 shall be elected for regular terms of six years each.
1 46 A person or spouse of a person with medical or special
1 47 staff privileges in the county public hospital or who
1 48 receives direct or indirect compensation in an amount
1 49 greater than one thousand five hundred dollars in a
1 50 calendar year from the county public hospital or
2 1 direct or indirect compensation in an amount greater
2 2 than one thousand five hundred dollars in a calendar
2 3 year from a person contracting for services with the
2 4 hospital shall not be eligible to serve as a trustee
2 5 for that county public hospital.
2 6 Sec. _____. Section 347.12, unnumbered paragraph 3,
2 7 Code 1999, is amended to read as follows:
2 8 The secretary of the hospital board of trustees
2 9 shall file monthly on or before the

~~—tenth~~

~~—thirtieth~~

2 10 day of each month with such board a complete statement
2 11 of all receipts and disbursements from all funds
2 12 during the preceding month, and also the balance
2 13 remaining on hand in such funds at the close of the
2 14 period covered by said statement.
2 15 Sec. _____. Section [347.13](#), subsection 7, Code 1999,
2 16 is amended by striking the subsection.
2 17 Sec. _____. Section [347.13](#), subsection 11, Code
2 18 1999, is amended by striking the subsection and
2 19 inserting in lieu thereof the following:
2 20 11. Make available to the board of supervisors a
2 21 statement of all receipts and expenditures from the
2 22 preceding fiscal year.
2 23 Sec. _____. Section [347.14](#), subsection 11, Code
2 24 1999, is amended to read as follows:
2 25 11. Do all things necessary for the management,
2 26 control and government of said hospital and exercise
2 27 all the rights and duties pertaining to hospital
2 28 trustees generally, including but not limited to
2 29 authorizing delivery of any health care service,
2 30 assisted or independent living service, or other
2 31 ancillary service, unless such rights of hospital
2 32 trustees generally are specifically denied by this
2 33 chapter, or unless such duties are expressly charged
2 34 by this chapter.
2 35 Sec. _____. Section [347.14](#), Code 1999, is amended by
2 36 adding the following new subsection:
2 37 NEW SUBSECTION. 16. Borrow moneys to be secured
2 38 solely by hospital revenues for the purposes of
2 39 improvement, maintenance, or replacement of the
2 40 hospital or for hospital equipment.
2 41 Sec. _____. Section [347.30](#), Code 1999, is amended to
2 42 read as follows:
2 43 347.30 NOTICE AND HEARING.
2 44 A county or city hospital shall serve notice and
2 45 hold a public hearing before selling or leasing any
2 46 real property pursuant to sections 347.28 and 347.29.
2 47 The notice shall definitely describe the property,
2 48 indicate the date and location of the hearing, and
2 49 shall be published by at least one insertion each week
2 50 for two consecutive weeks in a newspaper having
3 1 general circulation in the county where the property
3 2 is located. The hearing shall not take place prior to
3 3 two weeks after the second publication.

3 4 Sec. ____ Section [347A.1](#), unnumbered paragraph 1,
3 5 Code 1999, is amended to read as follows:
3 6 A county having a population less than one hundred
3 7 fifty thousand may issue revenue bonds for a county
3 8 hospital as provided in section 331.461, subsection 2,
3 9 paragraph "e". The administration and management of
3 10 the hospital shall be vested in a board of hospital
3 11 trustees consisting of five or seven members
3 12

~~appointed~~

~~-. Appointments for a five-member board shall~~

3 13 ~~be made~~ by the board of supervisors from among the
3 14 resident citizens of the county with reference to
3 15 their fitness for office, and not more than two of the
3 16 trustees shall be residents of the same township.
3 17 ~~Expansion from a five-member to a seven-member board~~
3 18 ~~of trustees shall occur only on approval of a majority~~
3 19 ~~of the five-member board of trustees. The five-member~~
3 20 ~~board of trustees shall appoint members to the~~
3 21 ~~additional vacancies; one appointee shall serve until~~
3 22 ~~the succeeding general election and the other~~
3 23 ~~appointee shall serve until the second succeeding~~
3 24 ~~general election at which times successors shall be~~
3 25 ~~elected.~~

3 26 Sec. ____ Section [392.6](#), unnumbered paragraph 2,
3 27 Code 1999, is amended to read as follows:
3 28 Cities maintaining an institution as provided for
3 29 in this section which have a board of trustees
3 30 consisting of three members may by ordinance increase
3 31 the number of members to five or seven and provide for
3 32 the appointment of one

~~of the~~

~~- additional member in the~~

3 33 ~~expansion to a five-member board or two additional~~
3 34 ~~members in the expansion to a seven-member board until~~
3 35 ~~the next succeeding general or city election, and for~~
3 36 ~~the appointment of the one or two other additional~~
3 37

~~member~~

~~- members until the second succeeding general or~~
3 38 ~~city election. Thereafter, the terms of office of~~
3 39 ~~such additional members shall be four years. However,~~
3 40 ~~if a city has adopted an ordinance which increases the~~
3 41 ~~number of members of the board of trustees to five or~~
3 42 ~~seven members and the terms of office of four of the~~
3 43 ~~five members or six of the seven members end in the~~
3 44 ~~same year, the date of expiration of the term of one~~
3 45 ~~of the four members or two of the six members, to be~~
3 46 ~~determined by lot, shall be extended by an additional~~
3 47 ~~two years."~~

3 48 #3. Title page, by striking lines 1 and 2 and
3 49 inserting the following: "An Act relating to the
3 50 qualifications and terms of commissioners and the
4 1 management and operation of certain public hospitals."

4 2 #4. By renumbering as necessary.

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4 4

4 5

4 6 COMMITTEE ON [STATE GOVERNMENT](#)

4 7 SHELDON RITTMER, CHAIRPERSON

4 8 [HF 224.201](#) 78

4 9 tj/gg