

Sec. 2. Section 237A.19, unnumbered paragraph 2, Code 1985, is amended to read as follows:

A person who establishes, conducts, manages, or operates a group day care home without registering under this chapter or who operates a family day care home contrary to section 237A.5, is guilty of a simple misdemeanor. Each day of continuing violation after conviction, or notice from the department by certified mail of the violation, is a separate offense. A single charge alleging continuing violation may be made in lieu of filing charges for each day of violation.

Sec. 3. This Act takes effect January 1, 1986.

Approved May 23, 1985

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## CHAPTER 185

### SALE OR LEASE OF COUNTY HOSPITAL

*S.F. 103*

**AN ACT** authorizing the board of supervisors to sell or lease a county hospital for use as a private hospital with voter approval.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 331.361, subsection 5, paragraph c, Code 1985, is amended to read as follows:

c. Proceed upon a petition to, or with approval of the voters, establish a county public hospital under chapter 347 or sell or lease a county hospital for use as a private hospital or as a merged area hospital under chapter 145A or sell or lease a county hospital in conjunction with the establishment of a merged area hospital, ~~as provided in that chapter~~ in accordance with procedures set out in chapter 347.

Sec. 2. Section 347.7, Code 1985, is amended by adding the following new unnumbered paragraph:

**NEW UNNUMBERED PARAGRAPH.** In addition to levies otherwise authorized by this section, the board of supervisors may levy a tax at the rate, not to exceed twenty-seven cents per thousand dollars of assessed value, necessary to raise the amount budgeted by the board of hospital trustees for support of ambulance service as authorized in section 347.14, subsection 13.

Sec. 3. Section 347.13, subsection 10, Code 1985, is amended to read as follows:

10. Fix at its regular February meeting in each year, the amount necessary for the improvement and maintenance of the hospital and for support of ambulance service during the ensuing fiscal year, and cause the president and the secretary to certify the amount to the county auditor before March 1 of each year, subject to any limitation in section 347.7.

Sec. 4. Section 347.14, Code 1985, is amended by adding the following new subsection:

NEW SUBSECTION. 14. Submit to the voters at a regular or special election a proposition to sell or lease a county public hospital for use as a private hospital or as a merged area hospital under chapter 145A or to sell or lease a county hospital in conjunction with the establishment of a merged area hospital. The authorization of the board of hospital trustees submitting the proposition may, but is not required to, contain conditions which provide for maintaining hospital care within the county, for the retention of county public hospital employees and staff, and for the continuation of the board of trustees for the purpose of carrying out provisions of contracts. The property listed in section 347.13, subsection 12 may be included in the proposition, but the proceeds from the property shall be used for the purposes listed in section 347.13, subsection 13 or for the purpose of providing health care for residents of the county. Proceeds from the sale or lease of the county hospital or other assets of the board of trustees shall not be used for the prepayment of health care services for residents of the county with the purchaser or lessee of the county hospital or to underwrite the sale or lease of the county hospital. The proposition submitted to the voters of the county shall not be set forth at length, but it shall be in substantially the following form: "Shall the board of hospital trustees of \_\_\_\_\_ county, state of Iowa, be authorized to \_\_\_\_\_ (state authorization which may exclude the conditions) in accordance with the terms of authorization approved at the meeting of \_\_\_\_\_ (cite date) of the board of hospital trustees?" If the proposition is approved by a majority of the total votes cast for and against the proposition at the election, the board of hospital trustees shall proceed to carry out the authorization granted.

Sec. 5. This Act, being deemed of immediate importance, takes effect from and after its publication in *The Red Oak Express*, a newspaper published in Red Oak, Iowa, and in the *Clear Lake Mirror-Reporter*, a newspaper published in Clear Lake, Iowa.

Approved May 23, 1985

I hereby certify that the foregoing Act was published in the *Clear Lake Mirror-Reporter*, Clear Lake, Iowa on May 29, 1985 and in *The Red Oak Express*, Red Oak, Iowa on June 4, 1985.

MARY JANE ODELL, *Secretary of State*