

SENATE BILL No. 373

By Committee on Judiciary

2-5

1 AN ACT concerning county hospitals; amending K.S.A. 19-4625 and
2 repealing the existing section.

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4 *Be it enacted by the Legislature of the State of Kansas:*

5 Section 1. K.S.A. 19-4625 is hereby amended to read as follows: 19-
6 4625. Any commission may close and terminate operation of a county
7 hospital in accordance with the following provisions:

8 (a) Whenever the commission maintaining and operating the hospital
9 shall determine, by resolution, that it is in the best interest of the county
10 that operation of the hospital should be closed and terminated, or
11 whenever a petition signed by not less than 5% of the qualified electors of
12 a county requesting that operation of the hospital be closed and terminated
13 is filed with the county clerk, there shall be submitted a proposition
14 authorizing the ~~same~~ *closure and termination of the county hospital* to the
15 qualified electors of the county at the next regular county election or, if no
16 regular county election is to be held within six months from the date of
17 adoption of the resolution or filing of the petition, at a special election
18 called for the purpose of submitting ~~such~~ *the* proposition. If a majority of
19 the votes cast on the proposition are in favor thereof, the commission shall
20 perform all acts necessary to close and terminate the operation of the
21 county hospital.

22 (b) If a majority of the votes cast at the election are in favor of the
23 proposition submitted under the provisions of subsection (a), the
24 commission may sell or donate and transfer and convey ~~such~~ *the* hospital
25 and all real and personal property owned by ~~such~~ *the* county and used in
26 connection with the operation of the hospital to a city in or near which the
27 hospital is located subject to the approval and acceptance of ~~such~~ *the* city,
28 or to a hospital district established for such purpose, or to a nonprofit
29 corporation to be owned, managed, maintained and operated as a hospital
30 by ~~such~~ *the* city, hospital district or corporation, or may dispose of all ~~such~~
31 real and personal property as authorized by law for the disposition of other
32 county property. If the proposition submitted under subsection (a) fails to
33 receive a majority of the votes cast in favor thereof, the county hospital
34 shall be continued in operation.

35 (c) The commission and the board shall continue to pay the normal
36 and usual operating expenses of the hospital, including ~~such~~ *the*

1 maintenance and repairs as are certified by the state fire marshal or the
2 secretary of health and environment as being necessary for the safety of
3 persons admitted to the hospital, until ~~such~~ *the* time as operation of the
4 hospital is terminated.

5 (d) The board of any hospital closed under the provisions of this
6 section, is hereby abolished. The balance of any moneys remaining in any
7 fund of the county hospital after termination of its operation and, *subject*
8 *to subsection (e)*, after payment and performance of any obligation thereof
9 shall be transferred to the county general fund. Any records of a county
10 hospital remaining after the closing and termination of operation thereof
11 shall be transferred to the custody of the county clerk.

12 (e) *The county shall not be liable for any debts of the county hospital*
13 *other than general obligation bonds issued for the county hospital or for*
14 *any other debt obligation where the county specifically has agreed to be*
15 *liable for such debt.*

16 Sec. 2. K.S.A. 19-4625 is hereby repealed.

17 Sec. 3. This act shall take effect and be in force from and after its
18 publication in the statute book.