

SENATE BILL No. 118

By Committee on Federal and State Affairs

2-6

1 AN ACT concerning counties; relating to closure of county hospitals,
2 debts or obligations; amending K.S.A. 19-4625 and repealing the
3 existing section.
4

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

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

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

1 and repairs as are certified by the state fire marshal or the secretary of
2 health and environment as being necessary for the safety of persons
3 admitted to the hospital, until—~~such~~ *the time*—~~as that~~ 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 after
8 payment and performance of any obligation—~~thereof~~ *of the county hospital*
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~~ *of*
11 *the county hospital* shall be transferred to the custody of the county clerk.
12 *The county shall not be responsible for any debts or obligations incurred*
13 *by the hospital or hospital board.*

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

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