

HOUSE BILL NO. 325  
INTRODUCED BY SIMPKINS

IN THE HOUSE

JANUARY 21, 1991           INTRODUCED AND REFERRED TO COMMITTEE  
                                  ON HUMAN SERVICES & AGING.

JANUARY 22, 1991           FIRST READING.

JANUARY 29, 1991           COMMITTEE RECOMMEND BILL  
                                  DO PASS AS AMENDED. REPORT ADOPTED.

JANUARY 30, 1991           PRINTING REPORT.

JANUARY 31, 1991           SECOND READING, DO PASS.

FEBRUARY 1, 1991           ENGROSSING REPORT.

FEBRUARY 2, 1991           THIRD READING, PASSED.  
                                  AYES, 93; NOES, 1.

                                  TRANSMITTED TO SENATE.

IN THE SENATE

FEBRUARY 4, 1991           INTRODUCED AND REFERRED TO COMMITTEE  
                                  ON PUBLIC HEALTH, WELFARE, & SAFETY.

                                  FIRST READING.

MARCH 21, 1991           COMMITTEE RECOMMEND BILL BE  
                                  CONCURRED IN AS AMENDED. REPORT  
                                  ADOPTED.

MARCH 22, 1991           SECOND READING, CONCURRED IN.

MARCH 23, 1991           THIRD READING, CONCURRED IN.  
                                  AYES, 46; NOES, 1.

                                  RETURNED TO HOUSE WITH AMENDMENTS.

IN THE HOUSE

APRIL 8, 1991           RECEIVED FROM SENATE.

                                  SECOND READING, AMENDMENTS  
                                  CONCURRED IN.

APRIL 9, 1991           THIRD READING, AMENDMENTS

CONCURRED IN.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

*HOUSE* BILL NO. *325*

INTRODUCED BY *Leaphors*

A BILL FOR AN ACT ENTITLED: "AN ACT TO EXPAND THE DEFINITION OF HOSPITAL FACILITIES TO INCLUDE HEALTH CARE FACILITIES; TO PROVIDE EDUCATION INCENTIVES FOR PERSONS IN EXCHANGE FOR PROVIDING SERVICES TO HOSPITAL DISTRICTS; AND AMENDING SECTIONS 7-34-2101, 7-34-2102, AND 7-34-2122, MCA."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 7-34-2101, MCA, is amended to read:

"7-34-2101. Purpose of part. The purpose of this part is to authorize the establishment of public hospital districts which shall have power to supply hospital facilities and services and health care facilities and services to residents of such districts and, as herein authorized, to others."

**Section 2.** Section 7-34-2102, MCA, is amended to read:

"7-34-2102. Definition. As used in this part, unless the context requires otherwise, "hospital facilities" means a hospital or a hospital-related facility, including out-patient facilities, public health centers, rehabilitation facilities, long-term care facilities, and infirmaries, and health care facilities as defined in 50-5-101."

**Section 3.** Section 7-34-2122, MCA, is amended to read:

"7-34-2122. Powers of district. A hospital district shall have all powers necessary and convenient to the acquisition, betterment, operation, maintenance, and administration of such hospital facilities as its board of trustees shall deem necessary and expedient. Without limitation on the foregoing general grant of powers, a hospital district, acting by its board of trustees, may:

(1) employ nursing, administrative, and other personnel, legal counsel, engineers, architects, accountants, and other qualified persons, who may be paid for their services by monthly salaries, hourly wages, and pension benefits or by such fees as may be agreed upon;

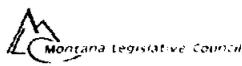
(2) cause reports, plans, studies, and recommendations to be prepared;

(3) lease, purchase, and contract for the purchase of real and personal property by option, contract for deed, conditional sales contract, or otherwise and acquire real or personal property by gift;

(4) lease or construct, equip, and furnish necessary buildings and grounds and maintain the same;

(5) adopt, by resolution, rules for the operation and administration of any and all hospital facilities under its control and for the admission of persons thereto;

(6) impose by resolution and collect charges for all



INTRODUCED BILL  
**HB 325**

- 1 services and facilities provided and made available by it;
- 2 (7) levy taxes as hereinafter prescribed;
- 3 (8) borrow money and issue bonds as hereinafter  
4 prescribed;
- 5 (9) procure insurance against liability of the district  
6 or its officers and employees, or both, for torts committed  
7 within the scope of their official duties, whether  
8 governmental or proprietary, and against damage to or  
9 destruction of any of its facilities, equipment, or other  
10 property;
- 11 (10) sell or lease any of its facilities or equipment as  
12 may be deemed expedient;
- 13 (11) cause audits to be made of its accounts, books,  
14 vouchers, and funds by competent public accountants;
- 15 (12) provide educational benefits to qualified  
16 individuals, including tuition, room and board, educational  
17 materials, stipends, and the repayment of student loans in  
18 return for an agreement by those persons to provide services  
19 to the district."

-End-

APPROVED BY COMM. ON HUMAN SERVICES AND AGING

1 HOUSE BILL NO. 325
2 INTRODUCED BY SIMPKINS
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO EXPAND THE
5 DEFINITION OF HOSPITAL FACILITIES TO INCLUDE HEALTH CARE
6 FACILITIES; TO PROVIDE EDUCATION INCENTIVES FOR PERSONS IN
7 EXCHANGE FOR PROVIDING SERVICES TO HOSPITAL DISTRICTS; AND
8 AMENDING SECTIONS 7-34-2101, 7-34-2102, AND 7-34-2122, MCA."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 7-34-2101, MCA, is amended to read:

12 "7-34-2101. Purpose of part. The purpose of this part
13 is to authorize the establishment of public hospital
14 districts which shall have power to supply hospital
15 facilities and services and health care facilities and
16 services to residents of such districts and, as herein
17 authorized, to others."

18 Section 2. Section 7-34-2102, MCA, is amended to read:

19 "7-34-2102. Definition. As used in this part, unless
20 the context requires otherwise, "hospital facilities" means
21 a hospital or a hospital-related facility, including
22 out-patient facilities, public health centers,
23 rehabilitation facilities, long-term care facilities, and
24 infirmaries, and health care facilities, ALL as defined in
25 50-5-101."

1 Section 3. Section 7-34-2122, MCA, is amended to read:

2 "7-34-2122. Powers of district. A hospital district
3 shall have all powers necessary and convenient to the
4 acquisition, betterment, operation, maintenance, and
5 administration of such hospital facilities as its board of
6 trustees shall deem necessary and expedient. Without
7 limitation on the foregoing general grant of powers, a
8 hospital district, acting by its board of trustees, may:

9 (1) employ nursing, administrative, and other
10 personnel, legal counsel, engineers, architects,
11 accountants, and other qualified persons, who may be paid
12 for their services by monthly salaries, hourly wages, and
13 pension benefits or by such fees as may be agreed upon;

14 (2) cause reports, plans, studies, and recommendations
15 to be prepared;

16 (3) lease, purchase, and contract for the purchase of
17 real and personal property by option, contract for deed,
18 conditional sales contract, or otherwise and acquire real or
19 personal property by gift;

20 (4) lease or construct, equip, and furnish necessary
21 buildings and grounds and maintain the same;

22 (5) adopt, by resolution, rules for the operation and
23 administration of any and all hospital facilities under its
24 control and for the admission of persons thereto;

25 (6) impose by resolution and collect charges for all

SECOND READING



HB 0325/02

1 services and facilities provided and made available by it;  
2 (7) levy taxes as hereinafter prescribed;  
3 (8) borrow money and issue bonds as hereinafter  
4 prescribed;  
5 (9) procure insurance against liability of the district  
6 or its officers and employees, or both, for torts committed  
7 within the scope of their official duties, whether  
8 governmental or proprietary, and against damage to or  
9 destruction of any of its facilities, equipment, or other  
10 property;  
11 (10) sell or lease any of its facilities or equipment as  
12 may be deemed expedient;  
13 (11) cause audits to be made of its accounts, books,  
14 vouchers, and funds by competent public accountants;  
15 (12) provide educational benefits to qualified  
16 individuals, including tuition, room and board, educational  
17 materials, stipends, and the repayment of student loans in  
18 return for an agreement by those persons to provide services  
19 to the district."

-End-

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2 INTRODUCED BY SIMPKINS

3  
4 A BILL FOR AN ACT ENTITLED: "AN ACT TO EXPAND THE  
5 DEFINITION OF HOSPITAL FACILITIES TO INCLUDE HEALTH CARE  
6 FACILITIES; TO PROVIDE EDUCATION INCENTIVES FOR PERSONS IN  
7 EXCHANGE FOR PROVIDING SERVICES TO HOSPITAL DISTRICTS; AND  
8 AMENDING SECTIONS 7-34-2101, 7-34-2102, AND 7-34-2122, MCA."

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:11 **Section 1.** Section 7-34-2101, MCA, is amended to read:

12 "7-34-2101. Purpose of part. The purpose of this part  
13 is to authorize the establishment of public hospital  
14 districts which shall have power to supply hospital  
15 facilities and services and health care facilities and  
16 services to residents of such districts and, as herein  
17 authorized, to others."

18 **Section 2.** Section 7-34-2102, MCA, is amended to read:

19 "7-34-2102. Definition. As used in this part, unless  
20 the context requires otherwise, "hospital facilities" means  
21 a hospital or a hospital-related facility, including  
22 out-patient facilities, public health centers,  
23 rehabilitation facilities, long-term care facilities, and  
24 infirmaries, and health care facilities, ALL as defined in  
25 50-5-101."

1 **Section 3.** Section 7-34-2122, MCA, is amended to read:

2 "7-34-2122. Powers of district. A hospital district  
3 shall have all powers necessary and convenient to the  
4 acquisition, betterment, operation, maintenance, and  
5 administration of such hospital facilities as its board of  
6 trustees shall deem necessary and expedient. Without  
7 limitation on the foregoing general grant of powers, a  
8 hospital district, acting by its board of trustees, may:

9 (1) employ nursing, administrative, and other  
10 personnel, legal counsel, engineers, architects,  
11 accountants, and other qualified persons, who may be paid  
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13 pension benefits or by such fees as may be agreed upon;

14 (2) cause reports, plans, studies, and recommendations  
15 to be prepared;

16 (3) lease, purchase, and contract for the purchase of  
17 real and personal property by option, contract for deed,  
18 conditional sales contract, or otherwise and acquire real or  
19 personal property by gift;

20 (4) lease or construct, equip, and furnish necessary  
21 buildings and grounds and maintain the same;

22 (5) adopt, by resolution, rules for the operation and  
23 administration of any and all hospital facilities under its  
24 control and for the admission of persons thereto;

25 (6) impose by resolution and collect charges for all

THIRD READING

1 services and facilities provided and made available by it;  
2 (7) levy taxes as hereinafter prescribed;  
3 (8) borrow money and issue bonds as hereinafter  
4 prescribed;  
5 (9) procure insurance against liability of the district  
6 or its officers and employees, or both, for torts committed  
7 within the scope of their official duties, whether  
8 governmental or proprietary, and against damage to or  
9 destruction of any of its facilities, equipment, or other  
10 property;  
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16 individuals, including tuition, room and board, educational  
17 materials, stipends, and the repayment of student loans in  
18 return for an agreement by those persons to provide services  
19 to the district."

-End-

SENATE STANDING COMMITTEE REPORT

Page 1 of 1  
March 21, 1991

MR. PRESIDENT:

We, your committee on Public Health, Welfare, and Safety having had under consideration House Bill No. 325 (third reading copy -- blue), respectfully report that House Bill No. 325 be amended and as so amended be concurred in:

1. Title, line 4.

Following: "AN ACT"

Insert: "TO REVISE THE LAWS RELATING TO HOSPITAL DISTRICTS;"

2. Page 1, line 10.

Following: line 9

Insert: "

STATEMENT OF INTENT

A statement of intent has been prepared for this bill to clarify the provisions of this bill that authorize the board of trustees of a hospital district to provide educational benefits to qualified individuals.

It is the intent of the legislature that, in providing educational benefits, the board of trustees follow current procedures established in the district bylaws governing decisions of the board in order to ensure:

(1) a fair assessment of the qualifications and financial need of individuals applying for educational benefits; and

(2) the equitable distribution of funds available for educational benefits offered by the hospital district."

3. Page 3, line 16.

Following: "including"

Insert: "the payment of"

4. Page 3, line 17.

Following: "materials,"

Insert: "and"

Following: "stipends"

Strike: "L"

Signed: \_\_\_\_\_

  
Dorothy Eck, Chairman

Jan 3-21-91  
Amo. Coord.

SB 3-21 9:45  
Sec. of Senate

SENATE  
HB 325

1 HOUSE BILL NO. 325  
2 INTRODUCED BY SIMPKINS  
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4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REVISE THE LAWS  
5 RELATING TO HOSPITAL DISTRICTS; TO EXPAND THE DEFINITION OF  
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10  
11 STATEMENT OF INTENT

12 A STATEMENT OF INTENT HAS BEEN PREPARED FOR THIS BILL TO  
13 CLARIFY THE PROVISIONS OF THIS BILL THAT AUTHORIZE THE BOARD  
14 OF TRUSTEES OF A HOSPITAL DISTRICT TO PROVIDE EDUCATIONAL  
15 BENEFITS TO QUALIFIED INDIVIDUALS.

16 IT IS THE INTENT OF THE LEGISLATURE THAT, IN PROVIDING  
17 EDUCATIONAL BENEFITS, THE BOARD OF TRUSTEES FOLLOW CURRENT  
18 PROCEDURES ESTABLISHED IN THE DISTRICT BYLAWS GOVERNING  
19 DECISIONS OF THE BOARD IN ORDER TO ENSURE:

20 (1) A FAIR ASSESSMENT OF THE QUALIFICATIONS AND  
21 FINANCIAL NEED OF INDIVIDUALS APPLYING FOR EDUCATIONAL  
22 BENEFITS; AND

23 (2) THE EQUITABLE DISTRIBUTION OF FUNDS AVAILABLE FOR  
24 EDUCATIONAL BENEFITS OFFERED BY THE HOSPITAL DISTRICT.  
25

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-End-