

Moved by Harris

Seconded by Martin

IN THE SENATE
SENATE AMENDMENT TO H.B. NO. 515

AMENDMENT TO SECTION 1

On page 2 of the printed bill, following line 4, insert:

"(7) Notwithstanding any other provision of law, a public health district may elect to participate in the comprehensive liability plan authorized by section 6-919, Idaho Code. A public health district making such election shall be considered a state department for purposes of risk management pursuant to chapter 57, title 67, Idaho Code, and the department of administration shall treat it as such. However, participation shall be subject to compliance with loss control policies adopted by the department of administration."

AMENDMENT TO THE BILL

On page 2, delete lines 5 through 7, and insert:

"SECTION 2. That Section 39-422, Idaho Code, be, and the same is hereby amended to read as follows:

39-422. PUBLIC HEALTH DISTRICT FUND -- ESTABLISHMENT -- DIVISIONS -- FISCAL OFFICER -- EXPENDITURES. (1) There is hereby authorized and established in the state treasury a special fund to be known as the public health district fund for which the state treasurer shall be custodian. Within the public health district fund there shall be seven (7) divisions, one (1) for each of the seven (7) public health districts. Each division within the fund will be under the exclusive control of its respective district board of health and no moneys shall be withdrawn from such division of the fund unless authorized by the district board of health or its authorized agent.

(2) The procedure for the deposit and expenditure of moneys from the public health district fund will be in accordance with procedures established between all district boards and the state controller. All income and receipts received by the districts shall be deposited in the public health district fund.

(3) ~~Claims~~ Except for claims eligible for payment from the retained risk account established by section 67-5776, Idaho Code, claims against the divisions of the public health district fund are not claims against the state of Idaho. Claims against an individual health district are limited to that district's division moneys and losses eligible for payment from the retained risk account established by section 67-5776, Idaho Code.

SECTION 3. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after its passage and approval, and retroactively to March 1, 2022."

CORRECTION TO TITLE

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2 On page 1, in line 4, following "EMPLOYEES" insert: ", TO PROVIDE THAT
3 PUBLIC HEALTH DISTRICTS MAY ELECT TO PARTICIPATE IN A CERTAIN COMPREHENSIVE
4 LIABILITY PLAN AND SHALL BE CONSIDERED A STATE DEPARTMENT FOR CERTAIN PUR-
5 POSES,"; also in line 4, following "CORRECTIONS;" insert: "AMENDING SECTION
6 39-422, IDAHO CODE, TO REVISE PROVISIONS REGARDING CLAIMS AGAINST THE DIVI-
7 SIONS OF THE PUBLIC HEALTH DISTRICT FUND;"; and in line 5, delete "AN EFFEC-
8 TIVE DATE" and insert: "RETROACTIVE APPLICATION".