

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 172

BY HEALTH AND WELFARE COMMITTEE

AN ACT

1 RELATING TO HOSPITAL DISTRICTS; AMENDING SECTION 39-1326, IDAHO CODE, TO  
2 PROVIDE THAT NO PERSON SHALL SERVE AS A HOSPITAL DISTRICT TRUSTEE WHILE  
3 ALSO SERVING ON THE BOARD OF DIRECTORS FOR A HOSPITAL WITHIN THE DIS-  
4 TRICT, TO PROVIDE THAT A CURRENT TRUSTEE MAY SERVE OUT THE REMAINDER OF  
5 THE TRUSTEE'S TERM, AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN  
6 EMERGENCY.  
7

8 Be It Enacted by the Legislature of the State of Idaho:

9 SECTION 1. That Section 39-1326, Idaho Code, be, and the same is hereby  
10 amended to read as follows:

11 39-1326. BOARD OF TRUSTEES OF DISTRICT -- QUALIFICATIONS OF MEM-  
12 BERS. (1) The board of trustees of such hospital district shall consist of  
13 seven (7) residents of the district who shall be elected or appointed as  
14 herein provided. Immediately following the establishment of a hospital dis-  
15 trict, the commissioners in the county in which the same is established shall  
16 appoint the seven (7) members of the first board, three (3) members to act  
17 until the first biennial election, two (2) members until the second biennial  
18 election, and two (2) members until the third biennial election, all of whom  
19 shall serve until the election and qualification of their successors. Upon a  
20 unanimous vote, the board of trustees may also appoint not more than two (2)  
21 additional members to serve as trustees for the purpose of obtaining neces-  
22 sary and specialized skills as determined by the board of trustees to assist  
23 board deliberations and decision-making. Members who are appointed by the  
24 board shall serve for a term not to exceed six (6) years. Such appointed  
25 board members shall serve at the pleasure of the board and may be removed  
26 with or without cause by a majority vote of the elected members of the board.  
27 Appointed board members shall have the same duties, oaths and obligations  
28 as elected board members; provided however, that an appointed board member  
29 shall not be entitled to vote on any decision to levy a tax pursuant to this  
30 chapter.

31 (2) No person shall be qualified to serve as a trustee of a district or-  
32 ganized under the provisions of this chapter unless he or she shall be a resi-  
33 dent of the hospital district and a qualified elector of the state of Idaho.

34 (3) No person shall serve as a trustee of a district organized under the  
35 provisions of this chapter who is simultaneously serving on the board of di-  
36 rectors for a hospital located within the district. A person serving as a  
37 trustee on and prior to the effective date of this subsection, who is also  
38 serving on the board of directors for a hospital located within the district,  
39 may serve out the remainder of that person's term as a trustee but shall not  
40 serve another term if still on the board of directors.

1           SECTION 2. An emergency existing therefor, which emergency is hereby  
2 declared to exist, this act shall be in full force and effect on and after its  
3 passage and approval.