

Regular Session, 2014

HOUSE BILL NO. 372

BY REPRESENTATIVE CONNICK

DISTRICTS/HOSPITAL SERVC: Provides for a local referendum on the question of selecting a lessee for hospitals in Jefferson Parish

1 AN ACT

2 To amend and reenact R.S. 46:1064.2(B) and to enact R.S. 46:1064.2(C), relative to hospital
3 service districts in Jefferson Parish; to provide relative to the lease of hospitals
4 owned by such districts; to provide with respect to the process by which the lessee
5 is selected; and to provide for related matters.

6 Notice of intention to introduce this Act has been published
7 as provided by Article III, Section 13 of the Constitution of
8 Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. R.S. 46:1064.2(B) is hereby amended and reenacted and R.S.
11 46:1064.2(C) is hereby enacted to read as follows:

12 §1064.2. Hospital service districts in Jefferson Parish; sale or lease of hospitals

13 * * *

14 B. The provisions of R.S. 33:4341 shall not apply to the lease of a hospital
15 by a hospital service district in Jefferson Parish; ~~the governing authority of the~~
16 ~~district may, by its own action, approve the lease of a hospital.~~

17 C. Notwithstanding any provisions of law to the contrary, the lease of any
18 hospital owned by a hospital service district in Jefferson Parish shall be in
19 accordance with the provisions of this Subsection. The provisions of this

1 Subsection shall apply to the lease of a hospital pursuant to authority granted
2 by R.S. 33:4341 and any other authority granted by law.

3 (1) No lease shall be entered into unless all hospital facilities in Jefferson
4 Parish will be leased to a single lessee.

5 (2) If hospitals owned by hospital service districts in Jefferson Parish are to
6 be leased, the governing authority of the parish shall select two potential lessees and
7 call an election in which the electors of Jefferson Parish shall select the lessee.

8 (3) The governing authority shall enter a lease for all hospital facilities in the
9 parish with the lessee that receives the majority of the votes cast.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Connick

HB No. 372

Abstract: Provides procedures for lease of hospitals owned by hospital service districts in Jefferson Parish.

Present law establishes the procedure for the sale of a hospital owned by a hospital service district in Jefferson Parish. Requires the governing authority of the hospital service district to submit a proposition to approve the sale of the hospital to the voters of the district. The sale of the hospital can only proceed if a majority of the voters of the district vote to approve the sale.

Present law (R.S. 33:4341) requires voter approval for the sale or lease of revenue-producing property by most local governments. Further provides that this requirement does not apply to the lease of a hospital owned by a hospital service district in Jefferson Parish. Proposed law retains present law.

Present law authorizes the governing authority of a district to approve such a lease by its own action. Proposed law deletes present law.

Proposed law establishes the procedure for the lease of hospitals owned by hospital service districts in Jefferson Parish. Provides that no lease shall be entered into unless all hospital facilities in Jefferson Parish will be leased to a single lessee. Further provides that, if any such hospital is leased, the governing authority shall select two potential lessees and call an election in which the electors of Jefferson Parish shall select the lessee. Requires the governing authority to enter a lease for all hospital facilities in the parish with the lessee selected by the electors of Jefferson Parish.

(Amends R.S. 46:1064.2(B); Adds R.S. 46:1064.2(C))