

IC 16-22-12

Chapter 12. Receipt by Certain Private or Municipal Hospitals of County Financial Aid for Operation, Maintenance, and Enlargement; Prohibition Against Discrimination

IC 16-22-12-1

Counties where chapter applies

Sec. 1. This chapter applies to a county that meets the following conditions:

- (1) Has a hospital that meets the following conditions:
 - (A) Is established at a cost of at least five hundred thousand dollars (\$500,000).
 - (B) Is:
 - (i) owned and operated by a corporation organized under IC 23-17; or
 - (ii) owned by a city within the county and operated, under the terms and conditions of a written lease, by a corporation organized under IC 23-17.
 - (C) The general corporate powers of the corporation are exercised by a board of directors that meets the following conditions:
 - (i) Is composed of residents of the county in which the hospital is located.
 - (ii) Has one (1) member who is a member of or a person designated by the county executive of the county.
 - (iii) May have one (1) member who is a licensed physician.
 - (iv) Is elected by the members of the corporation, who represent each organized church, religious association, labor union, and fraternal, charitable, military, and civic organization in the county.
 - (D) For which the revenue from the care of the hospital's patients and other sources is insufficient to pay the cost of the operation, maintenance, repair, alteration, enlargement, furnishing, and equipment of the hospital.
- (2) Does not own and operate a hospital or provide adequate hospital care.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-2

Conflict of interest of board members

Sec. 2. An individual is not prohibited from serving as a member of the board of directors if the member:

- (1) has a pecuniary interest in; or
- (2) derives a profit from;

a contract or purchase connected with the hospital. However, the member shall disclose the interest or profit in writing to the board and provide a copy to the state board of accounts. The member shall abstain from voting on any matter that affects the interest or profit.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-3

County appropriation and tax levy

Sec. 3. The county fiscal body may annually make an appropriation from the county treasury to pay a part of the cost of the operation, maintenance, repair, alteration, enlargement, furnishing, and equipment of the hospital and for that purpose may annually levy a special tax, in an amount to be fixed by the county fiscal body, on all taxable property located in the county.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-4

Conditions of operation of recipient hospitals

Sec. 4. A hospital that receives financial assistance under this section:

- (1) shall be operated for the benefit of all the residents of the county without discrimination;
- (2) must have reasonable rates and charges for service that apply to all residents of the county; and
- (3) may extend the privileges and use of the hospital to persons residing outside of the county on the terms and conditions the board of directors of the corporation that owns or leases the hospital prescribes.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-5

Eligibility of organization operating hospital

Sec. 5. An organized church, a religious association, a labor union, and a fraternal, charitable, military, and civic organization referred to in section 1 of this chapter is one that meets the following conditions:

- (1) Has adopted bylaws.
- (2) A majority of the members are at least twenty-one (21) years of age.
- (3) Has an elected presiding officer and secretary.
- (4) Had at least four (4) regular meetings in the county during the preceding calendar year.
- (5) Has a regular meeting place.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-6

Submission of requests for aid

Sec. 6. A hospital corporation entitled under this chapter to receive aid shall, within the time fixed for townships to file budgets, file with the auditor of the county a written request addressed to the county fiscal body for aid. The request must include a statement of the facts that entitle the hospital corporation to aid.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-7

Payment of tax collections

Sec. 7. The taxes collected under this chapter shall be paid over to the hospital corporation without further action or proceeding when general taxes are paid over and distributed by the county.

As added by P.L.2-1993, SEC.5.

IC 16-22-12-8

Assistance to more than one hospital corporation

Sec. 8. The county fiscal body may grant the aid provided under section 3 of this chapter to as many hospital corporations in the county as may be entitled to aid.

As added by P.L.2-1993, SEC.5.