

Regular Session, 2013

HOUSE BILL NO. 383

BY REPRESENTATIVES LOPINTO, BILLIOT, LEOPOLD, AND LORUSSO AND
SENATORS APPEL, HEITMEIER, AND MARTINY

DISTRICTS/HOSPITAL SERVC: Provides relative to the lease of a hospital by a Jefferson
Parish hospital service district

1 AN ACT

2 To amend and reenact R.S. 46:1064.2, relative to hospital service districts in Jefferson
3 Parish; to provide relative to the lease of a hospital owned by any such district; to
4 authorize such leases without voter approval; and to provide for related matters.

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

8 Be it enacted by the Legislature of Louisiana:

9 Section 1. R.S. 46:1064.2 is hereby amended and reenacted to read as follows:

10 §1064.2. Hospital service districts in Jefferson Parish; sale or lease of hospitals

11 A. Notwithstanding any provisions of law to the contrary, the sale ~~or lease~~
12 of any hospital owned by a hospital service district in Jefferson Parish shall be in
13 accordance with the provisions of this ~~Section~~ Subsection. The provisions of this
14 ~~Section~~ Subsection shall apply to the sale ~~or lease~~ of a hospital pursuant to authority
15 granted by R.S. 33:4341 and any other authority granted by law.

16 ~~B.(1)~~ The governing authority of the hospital service district shall submit a
17 proposition to approve the sale ~~or lease~~ of the hospital to the voters of the hospital
18 service district in an election held for that purpose.

1 ~~€.(2)~~ The hospital service district shall sell ~~or lease~~ the hospital only if the
2 proposed sale ~~or lease~~ is approved by a majority of the qualified electors of the
3 hospital service district voting on the proposition at an election held for that purpose
4 and conducted in accordance with the Louisiana Election Code.

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

8 Section 2. This Act shall become effective upon signature by the governor or, if not
9 signed by the governor, upon expiration of the time for bills to become law without signature
10 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
11 vetoed by the governor and subsequently approved by the legislature, this Act shall become
12 effective on the day following such approval.

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)]

Lopinto

HB No. 383

Abstract: Amends procedures for lease of a hospital owned by a hospital service district in Jefferson Parish.

Present law establishes the procedure for the sale or lease 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 or lease of the hospital to the voters of the district. The sale or lease can only proceed if a majority of the voters of the district vote to approve the sale or lease.

Proposed law retains present law for the sale of a hospital owned by a hospital service district in Jefferson Parish. Proposed law exempts the lease of such hospital from present law.

Present law requires voter approval for the sale or lease of revenue-producing property by most local governments.

Proposed law provides that present law does not apply to the lease of a hospital by a hospital service district in Jefferson Parish. Specifically authorizes the governing authority of a district to approve such a lease by its own action.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 46:1064.2)