

# SENATE AMENDMENT NO. \_\_\_\_\_

Offered by \_\_\_\_\_ of \_\_\_\_\_

Amend House Bill No. 402, Page 1, Section TITLE, Line 3,

2 by striking "hospitals" and inserting in lieu thereof the  
3 following: "health care facilities"; and

4 Further amend said bill and page, section 197.020, line  
5 13, by inserting after all of said line the following:

6 "205.375. 1. For the purposes of this section  
7 "nursing home" means a residential care facility, an  
8 assisted living facility, an intermediate care facility, or  
9 a skilled nursing facility as defined in section 198.006:

10 (1) Which is operated in connection with a hospital, or

11 (2) In which such nursing care and medical services  
12 are prescribed by, or are performed under the general  
13 direction of, persons licensed to practice medicine or  
14 surgery in the state.

15 2. The county commission of any county or the township  
16 board of any township may acquire land to be used as sites  
17 for, construct and equip nursing homes and may contract for  
18 materials, supplies, and services necessary to carry out  
19 such purposes.

20 3. For the purpose of providing funds for the  
21 construction and equipment of nursing homes the county  
22 commissions or township boards may issue bonds as authorized  
23 by the general law governing the incurring of indebtedness  
24 by counties; provided, however, that no such tax shall be  
25 levied upon property which is within a nursing home district  
26 as provided in chapter 198 and is taxed for nursing home

27 purposes under the provisions of that chapter, or may  
28 provide for the issuance and payment of revenue bonds in the  
29 manner provided by and in all respects subject to chapter  
30 176 which provides for the issuance of revenue bonds of  
31 state educational institutions.

32 4. The county commissions or township boards may  
33 provide for the leasing and renting of the nursing homes and  
34 equipment on the terms and conditions that are necessary and  
35 proper to any person, firm, corporation or to any nonprofit  
36 organizations for the purpose of operation in the manner  
37 provided in subsection 1 of this section or for the purpose  
38 of operating any other health care facility located within  
39 the county or township providing nursing care or other  
40 medical services to patients, including, but not limited to,  
41 residents of the county or township.

42 205.377. 1. The county commission of any county  
43 having a nursing home erected under the provisions of  
44 section 205.375 may, upon a determination by the county  
45 commissioners that the sale of such nursing home is  
46 desirable, appoint an agent, by order, to sell and dispose  
47 of the nursing home and appurtenant property, both real and  
48 personal, in the manner provided for sale of other county  
49 property. The deed of the agent, under the agent's proper  
50 hand and seal, for and on behalf of the county, duly  
51 acknowledged and recorded, shall be sufficient to convey to  
52 the purchaser all the right, title, interest, and estate  
53 which the county has in property.

54 2. The proceeds from the sale of the property shall be  
55 applied to the payment of any interest and principal of any  
56 outstanding valid indebtedness of the county incurred for  
57 purchase of the site or construction of the nursing home, or  
58 for any repairs, alterations, improvements, or additions  
59 thereto, or for the operation of the nursing home. If the

60 proceeds from the sale of the nursing home property, and any  
61 interest thereon, are, or will be insufficient to pay the  
62 interest and principal of any valid outstanding bonded  
63 indebtedness as they fall due, the county commission shall  
64 continue to provide for the collection of an annual tax on  
65 all taxable personal property in the county sufficient to  
66 pay the interest and principal of the indebtedness as it  
67 falls due and to retire the bonds within the time required  
68 therein.

69 3. Any balance of the proceeds received by the county  
70 for the sale of the nursing home remaining after all  
71 indebtedness incurred in connection with the nursing home is  
72 paid shall be placed to the credit of the general fund of  
73 the county to be used to provide health care services in the  
74 county.

75 4. The sale of a nursing home under this section shall  
76 be limited to purchasers who plan to operate a similar  
77 facility or otherwise provide medical services to patients,  
78 including, but not limited to, residents of the county, for  
79 a period of not less than ten years."; and

80 Further amend the title and enacting clause accordingly.