

## CHAPTER 23-18 COUNTY HOSPITAL ASSOCIATIONS

**23-18-01. Hospital associations authorized - County tax levy in aid - Election.** A county or community hospital association may be established in any county in this state. The executive officers and directors must be residents of the county. The association may apply to the board of county commissioners of the county for a grant to aid in the erection of a nonsectarian county hospital. The application for the grant must be in writing and must state the incorporation of the association, the names and places of residence of all of its executive officers, and the assets of the association, and must specify the mill rate of levy applied for, which may not be in excess of the limitation in subsection 12 of section 57-15-06.7. If the board of county commissioners is satisfied that the statements in the applications are true and that the association intends in good faith to establish a nonsectarian county or community hospital, it shall submit to the electors of the county the question of levying a tax in aid of such nonsectarian county or community hospital, not exceeding the limitation in subsection 12 of section 57-15-06.7. The county auditor shall give notice of such election within the time and in the manner prescribed by law for the holding of county elections.

**23-18-02. Form of ballot.** The ballot to be used in such election as provided for in this chapter must be in the following form:

Shall the county commissioners be authorized to levy a tax in aid of a nonsectarian county or community hospital (or in aid of a nonsectarian county or community clinic) of \_\_\_\_\_ mills upon the taxable valuation of all taxable property in \_\_\_\_\_ County, for a period of \_\_\_\_\_ years?

Yes

No

**23-18-03. Fifteen-year levy authorized - Rate.** If sixty percent of the ballots cast on the question at the election are in favor of the authorization of the levy, the board of county commissioners shall make an annual levy for a period of not more than fifteen years at the mill rate approved at the election upon the taxable valuation of the taxable property in the county, which tax shall be spread and collected in the same manner as other taxes are collected. This levy is not subject to the county levy limitations.

**23-18-04. Proceeds of tax placed in special fund - Use.** The proceeds of the tax provided for by this chapter must be placed in a separate fund by the county treasurer and must be used exclusively for the construction and equipment of a nonsectarian county or community hospital, or of a nonsectarian county or community clinic, as applicable, and must be kept separate and apart from the other moneys of the county.

**23-18-05. Disbursement of funds.** Proper vouchers may be presented by the hospital association, or by the clinic association, to the board of county commissioners, and with the approval of the board the county auditor shall draw warrants on the separate fund in payment of such vouchers.

**23-18-06. Donations.** All persons desirous of making donations of money, personal property, or real estate for the benefit of the hospital or for the benefit of the clinic may vest the same in the board of directors of the hospital association or in the board of directors of the clinic association, as applicable. The board of directors shall hold and control all property accepted for the use of the hospital, or for the clinic, as a special trustee.

**23-18-07. Sale or disposal of hospital or clinic - Limitations.** The board of directors of any county or community hospital, or of any county clinic, may not lease, sell, or otherwise dispose of a county or community hospital, or of a county or community clinic, without the unanimous consent of the county commissioners unless all tax money received by the hospital association, or by the clinic association, has been repaid to the county without interest.

**23-18-08. County aid limited to one of each of such nonprofit associations.** The aid provided for in this chapter may not be granted to more than one county or community hospital association, nor to more than one county or community clinic association, in any one county nor to any association organized for profit.