

CHAPTER 250

GILLETTE HOSPITAL BOARD

250.05 Creation; administration; powers and duties.

250.01 [Repealed, 1973 c 540 s 5]

250.02 [Repealed, 1973 c 540 s 5]

250.03 [Repealed, 1973 c 540 s 5]

250.04 [Repealed, 1973 c 540 s 5]

250.05 CREATION; ADMINISTRATION; POWERS AND DUTIES.

Subdivision 1. There is hereby established as a public corporation in the executive branch of state government the Gillette hospital board. The purpose of the board shall be to govern the operation of Gillette children's hospital in conjunction with the Ramsey county hospital in such manner as to obtain a maximum of efficiency and economy in the performance of and training in medical and surgical care of crippled children.

Subd. 2. The Gillette hospital shall be governed by a board of directors consisting of nine members. Not more than four of those appointed by the governor shall be residents of Ramsey county. The commissioner of health and the commissioner of economic security shall each designate a senior employee of their respective departments to represent them as voting members of the board. The designee of the commissioner of economic security shall be the person having authority over the administration of federally recognized vocational rehabilitation programs. Notwithstanding the provisions of subdivision 2a, the term of office of a designee shall be coterminous with the term of office of the designating commissioner. Of the seven remaining members, at least four shall be consumers as defined in section 145.72, and one member shall be a member of the medical staff, to be recommended by the medical staff of the hospital. Members other than the designees shall be appointed by the governor, and the appointments of all members shall be subject to the advice and consent of the senate. No member of the board shall be an employee of or have any direct or immediate family financial interest in a business entity that provides goods or services to the hospital. No member of the board may be an employee of the hospital or employed by the hospital within the past five years.

Subd. 2a. The membership terms, compensation, removal of members, filling of vacancies on the board shall be as provided in section 15.0575.

Subd. 3. The board shall organize by electing a chairman and other officers as may be required. The Gillette hospital board shall employ an administrator and other professional, technical, and clerical personnel as may be required. The administrator shall serve at the pleasure of the board. The Gillette hospital board may employ a certified public accountant to annually audit and examine its financial records. The report of an examination or audit by a certified public accountant shall be submitted to the legislative auditor who shall review the audit report and accept it or make additional examinations as he deems to be in the public interest. The working papers of the certified public accountant relating to the Gillette hospital board shall be made available to the legislative auditor upon request.

The Gillette hospital board may contract for the services of individuals who perform medical, technical, or other services of a professional nature, and may contract for the purchase of necessary supplies, services, and equipment. Except as it determines, the Gillette hospital board shall not be subject to the provi-

sions of chapter 16, concerning budgeting, payroll, and the purchase of goods or services. Any department of state government is authorized, within the limits of its functions and appropriations, to assist the Gillette hospital board upon request.

Subd. 3a. All employees of the Gillette children's hospital who are in the classified service of the state on March 28, 1974 shall be continued as employees of the Gillette hospital board without loss of status, seniority, or benefits. The departments of administration and personnel shall endeavor to assist in the transfer elsewhere within state service of any classified employee who desires such assistance. Classified personnel may, with their individual approval and the approval of the Gillette hospital board, enter the unclassified service. Employees who remain in the classified service of the state under the provisions of this section, may do so as long as they continue to occupy the position occupied on March 28, 1974. If such an employee at a subsequent date is appointed, transferred, promoted, or demoted to a different position under the Gillette hospital board, that position and employee shall be in the unclassified service. All other employees of the Gillette hospital board shall be in the unclassified service. The Gillette hospital board may prescribe all terms and conditions of employment of unclassified employees, including but not limited to the fixing of classification and compensation, without regard to the provisions of chapter 15A. Full time employees of the Gillette hospital board shall be members of the Minnesota state retirement system for classified employees, to which the Gillette hospital board shall make employer's contributions.

Subd. 4. The Gillette hospital board, acting through its board of directors, may contract with the governing body and the owners of the Ramsey county hospital and of any other hospital or institution, for the joint maintenance and operation of the Gillette children's hospital in conjunction with existing or contemplated facilities at the Ramsey county hospital. Contracts may include agreements for the joint employment and utilization of personnel, the joint purchase of supplies and equipment, and joint construction, acquisition, or leasing of space for offices, outpatient facilities, operating rooms, and other medical facilities for use in training in the care and treatment of crippled and handicapped children, the operation of a brace shop, and the conduct of patient education programs. No contract shall however, provide for the expenditure of funds for additional patient bed capacity. The Gillette hospital board shall be subject to the certificate of need act provided in sections 145.71 to 145.83. In any case wherein a certificate of need is required, the Gillette hospital board shall, at the time of application, notify the house committee on appropriations and the senate finance committee, whose opinion shall be advisory only.

Subd. 5. The Gillette hospital board shall have the power to accept gifts and grants, to sue and be sued, and to establish a schedule of charges for medical, hospital, and rehabilitative services furnished. All funds received by the Gillette hospital board from any source are hereby annually appropriated to the Gillette hospital board, which shall be responsible for their management and control. An annual report shall be submitted to the legislature by the Gillette hospital board not later than November 15 of each year. The report shall summarize the activities of the board and the hospital over the preceding fiscal year, shall evaluate whether the statutory structure for the board results in effective administration of the hospital and whether statutory changes are necessary. The report shall be submitted together with the audit report required by subdivision 3.

Subd. 6. The Gillette children's hospital shall seek reimbursement for costs of care and treatment provided, from parents to the extent of their ability to pay, from insurance policies covering care and treatment, and from other sources, including any federally financed medical aids for which the child is eligi-

ble. To the extent of appropriations available therefor, the department of public welfare shall continue to provide financial assistance to the Gillette hospital board to pay for costs of care otherwise unmet which are beyond the ability of parents to provide. Children from other states who can benefit from the services of the hospital may be accepted upon the referral of a medical doctor. Reimbursement for full costs for care provided non-resident patients shall be obtained from parents, from insurance policies covering care and treatment, or from any sources other than the state of Minnesota which may be available to the child and his family.

History: 1973 c 540 s 1; 1974 c 277 s 1,2; 1974 c 581 s 4; 1975 c 14 s 1; 1975 c 271 s 6; 1976 c 134 s 56-58; 1977 c 10 s 1; 1978 c 715 s 1-4