



Sen. William R. Haine

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09800SB0496sam001

LRB098 04713 OMW 49237 a

1 AMENDMENT TO SENATE BILL 496

2 AMENDMENT NO. _____. Amend Senate Bill 496 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Township Code is amended by adding Section
5 170-65 as follows:

6 (60 ILCS 1/170-65 new)

7 Sec. 170-65. Dissolution of the Wood River Township
8 Hospital.

9 (a) Dissolution.

10 (1) The Wood River Township Hospital is dissolved 180
11 days after the effective date of this amendatory Act of the
12 98th General Assembly.

13 (2) In the 180-day period prior to dissolution, the
14 hospital board shall be vested with the powers to wrap up
15 the affairs of the closed hospital under subsection (b) of
16 this Section, and to transfer any remaining hospital funds

1 under subsection (c) of this Section.

2 (b) Wrapping up the affairs of the Wood River Township
3 Hospital.

4 (1) Within the first 10 business days of the 180-day
5 period provided in paragraph (2) of subsection (a) of this
6 Section, the chairman of the hospital board shall cause an
7 audit of all claims against the Wood River Township
8 Hospital, all receipts of the Wood River Township Hospital,
9 the inventory of all real and personal property owned by
10 the Wood River Township Hospital or under its control or
11 management, and any debts owed by the Wood River Township
12 Hospital. The chairman may, at his or her discretion,
13 undertake any other audit of the Wood River Township
14 Hospital. The person or entity conducting such audit shall
15 report the findings of the audit to the hospital board
16 within 30 days.

17 (2) Following the return of the audit provided in
18 paragraph (1) of this subsection, the hospital board shall:

19 (i) Pay the debts, obligations, and liabilities of
20 the Wood River Township Hospital that are outstanding
21 upon completion of the audit in paragraph (1) of this
22 subsection and all necessary expenses of closing up the
23 affairs of the Wood River Township Hospital.

24 (ii) Enter into an agreement with a hospital within
25 Madison County to ensure all patient records are
26 properly transferred. If no hospital in Madison County

1 is able or willing to accept the records, the records
2 may be transferred to a hospital within a neighboring
3 county contiguous to Madison County. The Wood River
4 Township Hospital will be responsible for paying a
5 reasonable service fee to the hospital that accepts and
6 retains records pursuant to this subsection. Following
7 successful transfer of the patient records, the
8 receiving hospital shall retain and destroy the
9 transferred patient records in accordance with the
10 receiving hospital's record retention schedule and
11 policies.

12 (iii) Sell the property of the Wood River Township
13 Hospital if any excess remains after all the
14 liabilities of the Wood River Township Hospital are
15 paid.

16 (c) Transfer of surplus funds. If any funds are available,
17 the hospital board shall transfer, no later than 10 business
18 days prior to the conclusion of the 180-day period provided in
19 subsection (a) of this Section, all surplus funds, if any, to
20 the Madison County Treasurer to be maintained in the Wood River
21 Township Hospital Fund and be disposed of pursuant to
22 subsection (d) of this Section.

23 If any liabilities remain, the funds available shall be set
24 apart by the Madison County Treasurer and held for the purpose
25 of retiring such liabilities.

26 (d) Payment of remaining liabilities and disposal of

1 surplus funds. The Madison County Clerk shall pay any remaining
2 liabilities of the Wood River Township Hospital from the Wood
3 River Township Hospital Fund. After all the liabilities of the
4 Wood River Township Hospital are paid, the Madison County Clerk
5 shall distribute any funds remaining in the Wood River Township
6 Hospital Fund to the property owners in Wood River Township as
7 of the date of dissolution of Wood River Township Hospital. The
8 distribution shall be proportional to the assessed value of the
9 property in the 2005 levy year.

10 (e) Outstanding indebtedness.

11 (1) In the event that the Wood River Township Hospital
12 has notes outstanding which are a lien on funds available
13 in the Wood River Township Hospital Fund at the time of
14 dissolution, such lien shall be unimpaired by such
15 dissolution and the lien shall continue in favor of the
16 note holders.

17 (2) In the event that the Wood River Township Hospital
18 has unsecured debts outstanding at the time of dissolution,
19 any funds in the Wood River Township Hospital Fund or
20 otherwise available and not committed shall, to the extent
21 necessary, be applied to the payment of such debts.

22 (3) Madison County may levy a tax, on behalf of the
23 Wood River Township Hospital, upon all taxable real
24 property located in Wood River Township for the purpose of
25 paying the outstanding debts and obligations of the Wood
26 River Township Hospital.

1 (f) Tax collection and enforcement. The dissolution of the
2 Wood River Township Hospital shall not adversely affect
3 proceedings for the collection or enforcement of any tax. Those
4 proceedings shall continue to finality as though no dissolution
5 had taken place. The proceeds thereof shall be paid over to the
6 Madison County Treasurer to be transferred pursuant to
7 subsection (c) of this Section. Proceedings to collect and
8 enforce such taxes may be instituted and carried on in the name
9 of the Wood River Township Hospital.

10 (g) Litigation. All suits pending in any court on behalf of
11 or against the Wood River Township Hospital may be prosecuted
12 or defended in the name of Madison County by the State's
13 attorney. All judgments obtained for the Wood River Township
14 Hospital shall be collected and enforced by Madison County and
15 transferred and disposed of pursuant to subsections (c) and (d)
16 of this Section respectively.

17 Section 99. Effective date. This Act takes effect upon
18 becoming law.".