

HOUSE BILL NO. HB0163

Critical access hospital endowment challenge program.

Sponsored by: Representative(s) Hunt, Berger, Lindholm,
Pelkey and Steinmetz and Senator(s) Craft,
Driskill, Meier and Peterson

A BILL

for

1 AN ACT relating to public health; extending the critical
2 access/rural hospital endowment challenge program as
3 specified; amending qualifications for receipt of funds;
4 modifying reversion dates; making conforming amendments;
5 repealing obsolete provisions; and providing for an
6 effective date.

7

8 *Be It Enacted by the Legislature of the State of Wyoming:*

9

10 **Section 1.** W.S. 35-1-1002(a)(ii)(A), (B), by creating
11 a new subparagraph (C), (iii)(A), (B) and (vi),
12 35-1-1003(a) and (d) and 35-1-1004(h) are amended to read:

13

14 **35-1-1002. Definitions.**

15

1 (a) As used in this article:

2

3 (ii) "Critical access or rural hospital" means:

4

5 (A) A county hospital established pursuant
6 to W.S. 18-8-101, et seq., or a special district hospital
7 established pursuant to W.S. 35-2-401, et seq., that is
8 certified to receive cost-based reimbursement from Medicare
9 or has forty (40) beds or less;~~or~~

10

11 (B) A hospital that is certified to receive
12 cost-based reimbursement from Medicare or has forty (40)
13 beds or less which is owned by a private not for profit
14 entity and is operated in a county in this state in which
15 there is no hospital meeting the requirements of
16 subparagraph (A) of this paragraph;~~or~~ or

17

18 (C) A rural health care district
19 established under W.S. 35-2-701 through 35-2-709 in which
20 there is no hospital meeting the requirements of
21 subparagraph (A) or (B) of this paragraph.

22

1 (iii) "Endowment gift" means an irrevocable gift
2 or transfer to a Wyoming critical access or rural hospital
3 foundation of money or other property, whether real,
4 personal, tangible or intangible, and whether or not the
5 donor or transferor retains an interest in the property,
6 where the gift or the foundation's interest in the property
7 is required to be used by the foundation exclusively for
8 endowment purposes, provided:

9

10 (A) The gift was received or the transfer
11 occurred during the period July 1, 2007, through June 30,
12 ~~2014~~2017; or

13

14 (B) A commitment to make the gift or
15 transfer was made in writing to the respective critical
16 access or rural hospital foundation, which commitment was
17 received during the period July 1, 2007, through June 30,
18 ~~2014~~2017, and the gift was received or the transfer
19 occurred not later than June 30, ~~2015~~2018.

20

21 (vi) "Unobligated," for purposes of W.S.
22 35-1-1003(b) and (d), means no commitment meeting the

1 requirements of subparagraph (iii)(B) of this subsection
2 was received prior to June 30, ~~2012~~2017.

3
4 **35-1-1003. Wyoming critical access or rural hospital**
5 **endowment challenge account.**

6
7 (a) The Wyoming critical access or rural hospital
8 endowment challenge account is created. ~~and, until June 30,~~
9 ~~2013, shall consist of separate accounts, one (1) account~~
10 ~~for each Wyoming critical access or rural hospital.~~

11
12 (d) Any unexpended and unobligated funds ~~in excess of~~
13 ~~one million five hundred thousand dollars (\$1,500,000.00)~~
14 ~~from the amount appropriated to the separate accounts~~
15 within the challenge account shall revert to the budget
16 reserve account on June 30, ~~2012~~2018. ~~Any unexpended funds~~
17 ~~remaining in the separate accounts within the challenge~~
18 ~~account shall revert to the budget reserve account on June~~
19 ~~30, 2013. Of the one million five hundred thousand dollars~~
20 ~~(\$1,500,000.00) segregated in the challenge account~~
21 ~~pursuant to subsection (b) of this section, any remaining~~
22 ~~funds in the account shall revert to the budget reserve~~
23 ~~account on June 30, 2015.~~

1

2 **35-1-1004. Endowment challenge account matching**
3 **program; matching payments; agreements with foundations;**
4 **annual reports.**

5

6 (h) Each critical access or rural hospital shall on
7 or before October 1 of each year submit a report to the
8 state treasurer from its foundation on the endowment
9 matching program under this section for the preceding
10 fiscal year. The report shall include a financial summary
11 and a review of the accomplishments resulting from
12 endowment program expenditures. The report required under
13 this subsection shall be for each applicable fiscal year
14 through June 30, ~~2015~~2018.

15

16 **Section 2.** 2007 Wyoming Session Laws, Chapter 217,
17 Section 2(a), as amended by 2012 Wyoming Session Laws,
18 Chapter 87, Section 2 is amended to read:

19

20 **Section 2.**

21

22 (a) Four million dollars (\$4,000,000.00) is
23 appropriated from the general fund to the critical access

1 or rural hospital endowment challenge account as created
2 under section 1 of this act. Of this appropriation, not
3 more than two million dollars (\$2,000,000.00) shall be
4 transferred to the challenge account as necessary during
5 the fiscal period beginning July 1, 2007 and ending June
6 30, 2008. The remaining funds shall be transferred to the
7 challenge account as necessary during the fiscal period
8 beginning July 1, 2008 and ending June 30, 2009.
9 Notwithstanding any other provision of law, any unexpended
10 funds in excess of one million five hundred thousand
11 dollars (\$1,500,000.00) from the amount appropriated under
12 this subsection shall revert to the budget reserve account
13 on June 30, 2012. ~~Any remaining funds in the account shall~~
14 ~~revert to the budget reserve account on June 30, 2015.~~

15

16 **Section 3.** This act is effective immediately upon
17 completion of all acts necessary for a bill to become law
18 as provided by Article 4, Section 8 of the Wyoming
19 Constitution.

20

21

(END)