



AMERICA'S ESSENTIAL HOSPITALS

Hit the Ground Running: What New Hospital Board Members Need to Know

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HIT THE GROUND RUNNING: WHAT NEW HOSPITAL BOARD MEMBERS NEED TO KNOW

Topics for discussion:

- General governance responsibilities
- Specific governance responsibilities for safety net facilities
- State ethics laws
- Not-for-profit tax issues and 990 filings
- Government open records and meetings laws
- Government enforcement activity aimed against not-for-profit and public systems.
- Hybrid public to not-for-profit institutions



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The opinions expressed and the interpretations of federal and state law are those of the presenter and not necessarily those of the Health Care District of Palm Beach County, its management, executive staff or Board of Commissioners.



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General Governance Responsibilities: Oversight

- Quality
- Risk
- Transformational change
- Philanthropic efforts
- Executive recruitment and compensation
- Compliance
- IT data integrity



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Specific Governance Responsibilities for the Safety Net

- Access and Disparities
- Population Health and Community Engagement
- Tax Exempt Compliance
- Public Records and Public Meetings
- Demonstrating “Essential” Nature of Our Work



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State Ethics Laws

Conflict of Interest

Financial Disclosures



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Tax Exempt Issues and 990 Filings

- Community Health Needs Assessments
- Financial assistance and charity care
- Political Activity
- Transparency and IRS Form 990



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Government Open Records and Meeting Law

1. Meetings Open to the Public
2. Written Minutes of Open Meetings, and
3. Maintain Business Records for Public Inspection or Disclosure



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Public Records

- Promotes transparency in government, similar to the Federal Freedom of Information Act.
- Usually exceptionally broad definition.



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Government Enforcement Aimed Against Not-For-Profit and Public Systems

- Office of Inspector General
- State Attorneys General
- Federal Trade Commission
- Internal Revenue Service



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Government Enforcement Activity
Aimed Against Not-For-Profit and Public Systems



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Public to Not-for-Profit Status

- Maintaining Public Mission
- Application of “Public” requirements to Formerly Public Hospitals



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Additional Resources, Forms, and Samples

- Governance Institute
- North Broward Corporate Integrity Agreement
- Halifax Case Materials
- All Children's Settlement Agreement
- Practical Guidance for Health Care Governing Boards on Compliance Oversight
- Public Hospital Commissioner Guide by the Association of Washington Public Hospital Districts



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