

4.3 **RATES.** The Board shall not contract care for indigent county patients at below the cost for such care. In setting the rates the Board shall, insofar as possible, establish such rates as will permit the Facilities to be operated upon a self-supporting basis. The Board may establish different rates for residents of the District than for persons who do not reside within the District.

4.4 **NUMBER AND QUALIFICATION.** The Board shall consist of five (5) members, each of whom shall be a registered voter residing in the District.

4.4.1 Except as provided in Sections 4.4.2 and 4.4.3, no person who is a director, policymaking management employee, or medical staff officer of a Hospital owned or operated by the District shall do either of the following:

- a. Possess any ownership interest in any other facility serving the same area as that served by the District hospital of which the person is a director, policymaking management employee, or medical staff officer. For purposes of this Section 4.4.1(a), the possession of an ownership interest, including stocks, bonds or other securities by the spouse or minor children of any person shall be deemed to be the possession or interest of the person.
- b. Be a director, policymaking management employee, or medical staff officer of any hospital serving the same area as the area served by the District.

4.4.2 No person shall serve concurrently as a director of a District Hospital and as a policymaking management employee of any other hospital serving the same area as the District Hospital, unless the boards of directors of each of those hospitals have determined that the situation will further joint planning, efficient delivery of health care services, and the best interests of the areas served by their respective hospitals, or unless the hospitals are affiliated under common ownership, lease, or any combination thereof.

4.4.3 No person shall serve concurrently as a policymaking management employee of a District Hospital and as a director of any other hospital serving the same area as the District Hospital, unless the board of directors of each of those hospitals have determined that the situation will further joint planning, efficient delivery of health care services, and the best interests of the areas served by their respective hospitals, or unless the hospitals are affiliated under common ownership, lease, or any combination thereof.

4.4.4 Any candidate who elects to run for the office of member of the Board of Directors of the District, and who owns stock in, or who works for any health care facility, which does not serve the same area, served by the District shall disclose on the ballot his or her occupation and place of employment.

4.4.5 For purposes of this Section 4.4, a hospital shall be considered to serve the same area as a District Hospital when more than 5% of the hospital's inpatient admissions are residents of the District.

4.5 **ELECTION AND TERM OF OFFICE.** An election shall be held in the District on the first Tuesday after the first Monday in November in each even-numbered year, at which a successor shall be chosen to each Director whose term shall expire on the first Friday of December following such election. The election of Board members shall be an election at large within the District and shall be consolidated with the statewide general election. The candidates receiving the highest number of votes for the offices to be filled at the election shall be elected thereto. The term of office of each elected Board member shall be four years, or until the Board member's successor is elected and has qualified, except as otherwise provided by law in the event of a vacancy. An orientation shall be provided which familiarizes each new Board member with his or her duties and responsibilities, including the Board's responsibilities for quality care and the Facilities' quality assurance programs. Continuing education opportunities shall be made available to Board members.

4.6 **VACANCIES.**

4.6.1 When a vacancy occurs on the Board of Directors, and except as otherwise specified in Government Code section 1780, the remaining Board members may fill any vacancy on the Board by appointment until the next District general election that is scheduled 130 or more days after the effective date of the vacancy, provided the appointment is made within a period of 60 days immediately subsequent to the effective date of such vacancy and provided a notice of the vacancy is posted in three or more conspicuous places in the District at least 15 days before the appointment is made. In lieu of making an appointment, the remaining members of the Board may within 60 days of the vacancy call an election to fill the vacancy.

4.6.2 If the vacancy is not filled by the Board as specified, or if the Board has not called for an election within 60 days of the vacancy, the Board of Supervisors of the County of Plumas may fill the vacancy within 90 days of the vacancy or the Board of Supervisors may order the District to call an election to fill the vacancy. If within 90 days of the vacancy the remaining members of the Board or the Board of Supervisors have not filled the vacancy and no election has been called for, the District shall call an election to fill the vacancy. If the number of remaining Board members falls below a quorum, at the request of the District's Secretary, or a remaining Board member, the Board of Supervisors of the County of Plumas may waive the 60 day period specified above and make an appointment immediately to fill the vacancy, or may call an election to fill the vacancy. The Board of Supervisors shall only fill enough vacancies to provide the Board with a quorum.

- 4.6.3 Persons appointed to fill the vacancy shall hold office until the next District general election and thereafter until the person elected at such election to fill the vacancy has been qualified, but persons elected to fill the vacancy shall hold office for the unexpired balance of the term of office.
- 4.7 **RESIGNATION OR REMOVAL.** Any Board member may resign effective upon giving written notice to the Chairman, the Secretary or the Board, unless the notice specifies a later time for the effectiveness of such resignation. The term of any member of the Board shall expire if the member is absent from three consecutive regular meetings or from three of any five consecutive meetings of the Board and if the Board by resolution declares that a vacancy exists on the Board. All or any of the members of the Board may be recalled at any time by the voters following the recall procedure set forth in Division 16 of the Elections Code.
- 4.8 **COMPENSATION.** The Board shall serve without compensation except that the Board, by a resolution adopted by a majority vote of the members of the Board may authorize the payment of not to exceed \$100 per meeting for not to exceed five meetings per month as compensation to each member of the Board of Directors. Each member of the Board shall be allowed the member's actual necessary traveling and incidental expenses incurred by traveling and incidental expenses in the performance of official business of the District as approved by the Board.

**ARTICLE V.**  
**BOARD MEETINGS**

- 5.1 **BOARD MEETING.** A meeting of the Board is any congregation of a majority of the members of the Board at the same time and place to hear, discuss or deliberate upon any item that is within the subject matter jurisdiction of the Board. A meeting is also the use of direct communication, personal intermediaries or technological devices that is employed by a majority of the members of the Board to develop a collective concurrence as to action to be taken on an item by the members of the Board.
- 5.2 **REGULAR MEETINGS.** Regular meetings of the Board shall be held as follows:
- 5.2.1 The Board's annual organizational meeting shall be held as the last agenda item requiring action prior to adjournment at the regular December Board meeting (amended 12/23/09 – Board Resolution #387) at the Hospital's Conference Center or other facility within the District designated by public notice beginning at 3:00 p.m.. In the event the regular meeting date falls on a legal holiday, the meeting shall be held at a time as specified by a resolution of the Board.
- 5.2.2 The Board shall hold regular monthly meetings held at the Hospital Conference Center on the last Thursday of the month, or at a time and