



**AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE
LAW CREATING THE JOHN F. KENNEDY MEDICAL
CENTER AND TO REPLAE IT WITH A NEW CHAPTER
60 TO BE TITLED THE JOHN F. KENNEDY MEDICAL
CENTER ACT, (2013)**

APPROVED AUGUST 26, 2014

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MONROVIA, LIBERIA**

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**AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE LAW
CREATING THE JOHN F. KENNEDY MEDICAL CENTER
AND
TO REPLACE IT WITH A NEW CHAPTER 60 TO BE TITLED
THE JOHN F. KENNEDY MEDICAL CENTER ACT
(2013)**

AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE LAW
CREATING THE JOHN F. KENNEDY MEDICAL CENTER
AND REPLACE IT WITH
THE JOHN F. KENNEDY MEDICAL CENTER ACT (2013)

WHEREAS significant developments have taken place in the health care sector of the Republic of Liberia, including the adoption of a New National health Policy as the framework for health reform in Liberia, which profoundly impact the nature and implementation of the mandate of the John F. Kennedy Medical Center as set forth under Chapter 60 of the Executive Law; and

WHEREAS the Government of the Republic of Liberia has decided that the goals and objectives for the establishment of the John F. Kennedy Medical Center can best be achieved by repealing the Act of 1972, and replacing it with a new John F. Kennedy Medical Center Act (2013), so as to provide holistic health care services to the population of the Republic and to serve as the primary center of training for health workforce for the nation;

NOW, THEREFORE,

It is enacted by the Senate and House of Representatives of the Republic of Liberia, in Legislature Assembled:

Section 1. Chapter 60 of the Executive Law of 1972, is hereby repealed to be replaced by a new Chapter 60 of the Executive Law to be titled the John F. Kennedy Medical Center Act (2013)

CHAPTER 60. JOHN F. KENNEDY MEDICAL CENTER

§60.1. Agency created.

There is hereby created and established as an autonomous agency of Government, an entity to be known as the JOHN F. KENNEDY MEDICAL CENTER, hereinafter referred to as the "Center", which shall be maintained for diagnosis and management of human illnesses and disorders and for training of health professionals in all the various professional disciplines as may be required from time to time and to engage in scientific inquiry and research and community outreach services and shall be under the authority of a BOARD OF DIRECTORS, hereinafter referred to as the "Board", with succession of members to be appointed as hereinafter provided and with such powers as are herein prescribed.

§60.2. General Provision.

The principal office of the Center shall be in Monrovia, Liberia. It may establish such other offices within the Republic as the Board may from time to time consider necessary to

efficiently administer the affairs of the Center. It shall have a common seal and may sue and be sued, plead or be impleaded, in its own name.

§60.3. Purposes.

The purposes of the Center shall be to:

- (1) Provide specialist care for persons suffering from illnesses, disorders and/or disabilities that require the services and facilities of a specialized hospital;
- (2) Conduct educational activities for the purpose of training health professionals in the various areas of discipline; and to serve as the Teaching Hospital for the University of Liberia;
- (3) Promote and conduct health-related scientific research; and
- (4) Participate, insofar as the circumstances may warrant, in assisting the Ministry of Health and Social Welfare to promote community outreach.

§60.4. Composition of the Center.

The Center shall initially consist of four distinct functioning organizations (and such other organizations which the Board of Directors, in consultation with the President, may deem appropriate to form a part of the Center) all inter-related and under the jurisdiction of the Board:

- (1) John F. Kennedy Memorial Hospital
- (2) Tubman National Institute of Medical Arts
- (3) Liberian Japanese Maternity Hospital
- (4) Catherine Mills Mental Health Rehabilitation Facility

All properties; real, and/or personal now held by the entities listed above shall vest in the Board as of the date that this Act shall take effect.

§60.5. Powers and Functions of the Board.

The powers and functions of the Board shall be to:

- 1) Appoint the principal officers of the Center;
- 2) Formulate and approve general policies relating to the development of the Center, its operations and administration to ensure that the Center provides quality health care as the ultimate institution of referral in the nation's health care delivery system;
- 3) Govern and control the administration and management of all business affairs and operation of the Center, including but not limited to the recruitment, employment, control and supervision of all officers, agents and employees;

- 4) Approve and recommend an annual budget to Government for the Center, and accordingly, ensure its proper implementation;
- 5) Take and hold property in fee simple, by lease or otherwise, in lands, tenements or other estates whether real or personal; and to apply the income therefrom to the development and support of the Center in such manner as shall most effectively promote primarily the health and well-being of the nation; provided, further that in the application of the property or estate, which may be given, devised or bequeathed for any particular object connected with the Center, the Board shall conform, to the extent reasonably feasible, to the will of the donor and the Board shall have the right to mortgage or otherwise dispose of the real and personal property, and in pursuance thereof, all deeds, bills of sale or other instruments in writing, sealed with the common seal of the Center, and signed by act of the Board shall be considered in law as the Act of the Center when made in its name;
- 6) Enter into, perform, and modify contracts, leases, agreements or other transactions on such terms as may be deemed appropriate;
- 7) Enter into, perform and modify contracts and agreements With foreign government agencies, international bodies or agencies for the purpose of furthering the objectives of the Center subject to the concurrence of the Minister of Health and Social Welfare;
- 8) Make appropriate provisions for the welfare of employees of the Center and of their dependents;
- 9) Open and maintain account(s) with reputable banks and/or trust companies;
- 10) Commission an annual audit of the Center by a reputable certified accounting firm registered in Liberia;
- 11) Make regulations, By-Laws and/or rules and amend same from time to time as the need arises in furtherance of its powers and functions; and
- 12) Such other powers and functions as may be prescribed hereafter by law, executive orders and regulations of the Government of the Republic of Liberia.

§60.6. Composition of the Board.

The Center shall be under the authority of the Board which shall have perpetual succession of members. The President of Liberia shall be the Grand Councillor of the Board. The Board shall be composed of not more than thirteen (13) members, eight (8) of whom shall be permanent members, and five (5) non-permanent members, to be appointed by the President of Liberia as follows and for terms as specified:

Permanent Members

- (1) The Minister of Health and Social Welfare, who shall serve as Chairman of the Board;
- (2) The Minister of Finance;
- (3) The Minister of Justice;
- (4) The Minister of Education;
- (5) The Chief Executive Officer of the Center, who shall serve as Secretary of the Board;
- (6) The Dean of the Medical School, University of Liberia;
- (7) The President of the Liberia Nurses Association;
- (8) The President of the Liberia Medical & Dental Association;

Non-permanent Members

- (1) One (1) representative from civil society who shall for a first term be appointed for one (1) year;
- (2) Three (3) prominent persons whose first appointments shall be staggered for terms of one (1) year, two (2) years and three (3) years;
- (3) One (1) representative from the Liberia Chamber of Commerce who shall for the first term be appointed for two (2) years;

After the initial appointment, members of the Board who are not permanent members of the Board shall each be appointed for term of three (3) years. Each permanent member of the Board may designate an alternate to represent the interest of such member with plenary authority to exercise all powers given that member.

§60.7. Officers.

The Officers of the Center shall be:

- (1) A Chief Executive Officer of the Center who shall have authority and responsibility for implementing and executing the policies set by the Board. He/she shall be appointed by the Board of Directors.
- (2) A Deputy Chief Executive Officer for Health Services who shall be a clinician with responsibility and authority for the functioning of the clinical services of the Center and shall keep or cause to be kept a careful supervision over the clinical services in all departments of the Center. He/she shall be appointed by the Board of Directors.
- (3) A Deputy Chief Executive Officer for Administration who shall have responsibility and authority for the administrative services of the Center and shall cause the Center to be operated as a viable entity, maintaining in focus the overall mandate of the Center. He/she shall be appointed by the Board of Directors.
- (4) Such other Officers of the Center as may be prescribed in the By-Laws.



The Liberian Senate
CAPITOL BUILDING, CAPITOL HILL, MONROVIA, LIBERIA
WEST AFRICA

2014

THIRD SESSION OF THE FIFTY-THIRD LEGISLATURE OF THE
REPUBLIC OF LIBERIA.

SCHEDULE OF SENATE'S ENROLLED BILL NO. 8 ENTITLED:

"AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE LAW
CREATING THE JOHN F. KENNEDY MEDICAL CENTER AND TO
REPLACE IT WITH A NEW CHAPTER 60 TO BE TITLED THE JOHN F.
KENNEDY MEDICAL CENTER ACT, (2013)"

PRESENTED TO THE PRESIDENT OF THE REPUBLIC OF LIBERIA FOR
EXECUTIVE APPROVAL.

APPROVED THIS 26th DAY OF August A.D. 2014

AT THE HOUR OF 12:45 P.M.



THE PRESIDENT OF THE REPUBLIC OF LIBERIA

§60.8. Reports.

The Board shall submit annually to the President of Liberia, a complete report on the conditions, operations and management of the Center, and such other matters as may be required.

§60.9. Indemnification of Directors and Officers

The Center shall indemnify any and all of its Directors and Officers Or former Directors or Officers against expenses actually necessarily incurred by them in connection with the defense of any action, suit or proceeding in which they or any of they, are made parties, or a party, by reason of being of having been Directors or Officers of the Center, shall be judged in such action suit on proceedings to be liable for gross negligence or misconduct in performance of duty. Such indemnification shall not be deemed exclusive of any rights to which those indemnified may be entitled under any by-laws, agreements or otherwise provided by the Center to its Officers or employees.

§60.10. Exemption from Taxation.

The Center and all of its real and personal property shall be exempt from taxes and levies of every description, including consular fees.

§60.11. Exemption of Personnel.

Personnel currently or hereafter employed by the Center may, be exempt from the provisions of the Civil Service Act as included in the Liberia Code of Laws of 1956 and subsequent amendments.

§60.12. Performance-based Merit System.

The Board of Directors shall formulate, approve and install a comprehensive personnel system which shall be based upon recognized merit principle and plans, including but not limited to recruitment and promotion, competitive examination, a position classification plan, job description and specifications for each position class, uniform pay plan and appropriate rules and regulations for the fair and impartial administration of all personnel matters.

Section 2. *Effective Date* - This Act shall take effect immediately upon publication in handbills.

ANY LAW TO THE CONTRARY NOT WITHSTANDING.

-2014-

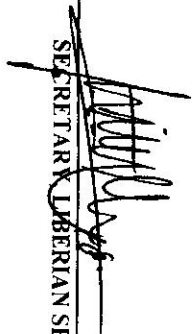
THIRD SESSION OF THE FIFTY-THIRD LEGISLATURE OF THE
REPUBLIC OF LIBERIA

SENATE'S ENGROSSED BILL NO. 22 ENTITLED:

"AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE LAW
CREATING THE JOHN F. KENNEDY MEDICAL CENTER AND TO
REPLACE IT WITH A NEW CHAPTER 60 TO BE TITLED THE JOHN
F. KENNEDY MEDICAL CENTER ACT, (2013)"

On motion, Bill read. On motion, the Bill was adopted on its first reading and
sent to Committee Room on Thursday, September 5, 2013 @ 12:50 G.M.T.

On motion, Bill taken from the Committee Room for its second reading. On
motion, under the suspension of the rule, the second reading of the Bill constituted
its third and final reading and the Bill was adopted, passed into the full force of
the law and ordered engrossed today, Tuesday, April 8, 2014 @ 12:20 G.M.T.


SECRETARY, LIBERIAN SENATE, R.L.

-2014-


THIRD SESSION OF THE FIFTY-THIRD LEGISLATURE OF THE
REPUBLIC OF LIBERIA

HOUSE'S ENDORSEMENT TO SENATE'S ENGROSSED BILL NO. 22
ENTITLED:

"AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE LAW
CREATING THE JOHN F. KENNEDY MEDICAL CENTER AND
TO REPLACE IT WITH A NEW CHAPTER 60 TO BE TITLED
THE JOHN F. KENNEDY MEDICAL CENTER ACT, (2013)"

On motion, Bill read. On motion, the Bill was adopted on its first reading
and sent to Committee on Thursday, May 1, 2014 @ 13:45 G.M.T.

On motion, the Bill was taken from Committee Room for its second
reading. On motion, under the suspension of the rule, the second reading of
the Bill constituted its third and final reading, and the Bill was adopted,
passed into the full force of the law, and ordered engrossed today,
Thursday, July 17, 2014 @ 12:25 G.M.T.

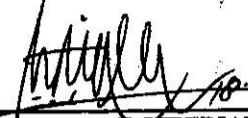

CHIEF CLERK, HOUSE OF REPRESENTATIVES, R.L.

ATTESTATION

"AN ACT TO REPEAL CHAPTER 60 OF THE EXECUTIVE LAW CREATING THE JOHN F. KENNEDY MEDICAL CENTER AND TO REPLACE IT WITH A NEW CHAPTER 60 TO BE TITLED THE JOHN F. KENNEDY MEDICAL CENTER ACT, (2013)"



VICE PRESIDENT OF THE REPUBLIC OF LIBERIA/PRESIDENT OF THE SENATE



THE SECRETARY, LIBERIAN SENATE



THE SPEAKER, HOUSE OF REPRESENTATIVES



THE CHIEF CLERK, HOUSE OF REPRESENTATIVES, R. L.

