

(B) THE AGENCY SHALL HAVE A GOVERNING BOARD OF NO FEWER THAN THREE PERSONS; THE MAJORITY OF THE BOARD MEMBERS SHALL BE ELECTED OFFICIALS FROM THE COUNTIES IN THE REGION AND NO LESS THAN ONE ELECTED OFFICIAL FROM EACH COUNTY IN THE REGION.

(C) A JOINT COMPREHENSIVE HEALTH PLANNING AGENCY SHALL BE ESTABLISHED BY (1) THE JOINT AGREEMENT OF THE GOVERNING BODIES OF THE COUNTIES WITHIN A REGION AS TO THE PURPOSE, STRUCTURE AND FUNCTIONS OF THE PROPOSED AGENCY, AND (2) THE ENACTMENT BY THE GOVERNING BODY OF EACH COUNTY WITHIN THE REGION OF AN ORDINANCE DESIGNATING SUCH AGENCY TO PERFORM THE HEALTH PLANNING FUNCTION FOR SUCH COUNTY, AND (3) THE APPROVAL OF THE SECRETARY OF HEALTH, EDUCATION AND WELFARE [(AND THE GOVERNOR)] AFTER CONSULTATION WITH THE GOVERNOR, DESIGNATING THE AGENCY AS A HEALTH SYSTEMS AGENCY PURSUANT TO PUBLIC LAW 93-641 AND THE REGULATIONS PROMULGATED THEREUNDER.

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THE AGENCY THUS ESTABLISHED SHALL POSSESS THE FOLLOWING POWERS:

- (1) SUE AND BE SUED.
- (2) ENTER INTO CONTRACTS.
- (3) INCUR NECESSARY DEBTS AND OBLIGATIONS WHICH SHALL NOT, HOWEVER, CONSTITUTE THE DEBTS OR OBLIGATIONS OF ANY COUNTY IN THE REGION.
- (4) ACQUIRE BY PURCHASE OR IN ANY OTHER MANNER, AND TAKE, RECEIVE, OWN, HOLD, USE, EMPLOY, IMPROVE AND OTHERWISE DEAL WITH ANY INTEREST IN REAL OR PERSONAL PROPERTY.
- (5) ELECT ITS OFFICERS AND APPOINT ITS AGENTS, DEFINE THEIR DUTIES, DETERMINE THEIR COMPENSATION, AND ADOPT AND CARRY INTO EFFECT EMPLOYEE BENEFIT PLANS.
- (6) ADOPT, ALTER AND REPEAL BYLAWS NOT INCONSISTENT WITH LAW, THE REGULATIONS OF THE AGREEMENT OF THE COUNTIES IN THE REGION IN ORDER TO CONDUCT ITS AFFAIRS.
- (7) FORMULATE, ESTABLISH AND REVISE AS NECESSARY A PLAN FOR THE DEVELOPMENT OF QUALITY HEALTH SERVICES IN THE REGION ACCORDING TO PRESENT AND PROJECTED NEEDS OF THE REGION.
- (8) IMPLEMENT ITS PLANS AND POLICIES WITH THE ASSISTANCE OF COUNTIES WITHIN THE REGION AS WELL AS OTHER INDIVIDUALS AND PUBLIC AND PRIVATE ENTITIES.
- (9) PERFORM OTHER ACTS NOT INCONSISTENT WITH LAW WHICH ARE NECESSARY TO PROMOTE AND ATTAIN THE