

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 114
Senate Finance Committee Substitute Adopted 7/27/95

Short Title: Alamance School Merger/Richm. Hosp.

(Local)

Sponsors:

Referred to:

February 7, 1995

A BILL TO BE ENTITLED

AN ACT TO ALLOW THE BOARD OF COMMISSIONERS OF ALAMANCE COUNTY TO AMEND THE PLAN OF MERGER OF THE ALAMANCE COUNTY SCHOOLS AND THE BURLINGTON CITY SCHOOLS, RELATING TO THE FUNDING OF THE SYSTEM AFTER THE MERGER AND TO EXEMPT RICHMOND COUNTY FROM CERTAIN RESTRICTIONS RELATING TO THE SALE OF HOSPITAL FACILITIES TO NONPROFIT CORPORATIONS.

The General Assembly of North Carolina enacts:

Section 1. (a) Notwithstanding "A Plan for the Merger of the Alamance County Schools and the Burlington City Schools", approved under G.S. 115C-68.1, G.S. 115C-68.1(a) reads as rewritten:

"(a) The board of commissioners of a county in which two or more local school administrative units are located, but all are located wholly within the county, may adopt a plan for the consolidation and merger of the units into a single countywide unit.

The plan adopted under this subsection shall require that the county adopting the plan provide local funding per average daily membership to the resulting local school administrative unit for subsequent years of at least the highest level of any local school administrative unit in the county during the preceding five fiscal years before the ~~merger~~ merger, except that the board of commissioners may amend the plan after its adoption to

1 require that the county adopting the plan provide local funding per average daily
2 membership to the resulting local school administrative unit at a level not less than that
3 provided for the 1995-96 school year (excluding that provided by any supplement
4 applying to only one unit).

5 The board of commissioners shall forward a copy of the plan and any amendment
6 authorized by this subsection it adopts to the boards of education of all local school
7 administrative units located within the county, immediately upon adoption."

8 (b) This section applies to Alamance County only.

9 Sec. 2. (a) G.S. 131E-8(a) reads as rewritten:

10 "(a) A municipality as defined in G.S. 131E-6(5) or hospital authority as defined in
11 G.S. 131E-16(14), upon such terms and conditions as it deems wise, with or without
12 monetary consideration, may sell or convey to a nonprofit corporation organized under
13 Chapter 55A of the General Statutes any rights of ownership the municipality or hospital
14 authority has in a hospital facility including the building, land and equipment associated
15 with the hospital, if the nonprofit corporation is legally committed to continue to operate
16 the facility as a community general hospital open to the general public, free of
17 discrimination based upon race, creed, color, sex or national origin. The nonprofit
18 corporation shall also agree, as a condition of the municipality or hospital authority's
19 conveying ownership, to provide such services to indigent patients as the municipality or
20 hospital authority and the nonprofit corporation shall agree. ~~The nonprofit corporation shall~~
21 ~~further agree that should it fail to operate the facility as a community general hospital open to the~~
22 ~~general public or should the nonprofit corporation dissolve without a successor nonprofit~~
23 ~~corporation to carry out the terms and conditions of the agreement of conveyance, all ownership~~
24 ~~rights in the hospital facility, including the building, land and equipment associated with the~~
25 ~~hospital, shall revert to the municipality or hospital authority or successor entity originally~~
26 ~~conveying the hospital."~~

27 (b) This section applies to Richmond County only.

28 Sec. 3. This act is effective upon ratification.