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SENATE BILL 771

Short Title: Public Hospitals/ Independent Contractors.   (Public)

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Sponsors:Senator Cooper.

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Referred to: Judiciary I/Constitution

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April 20, 1995

1   A BILL TO BE ENTITLED
2   AN ACT TO CLARIFY THE STATUS OF INDEPENDENT CONTRACTORS OF
3   PUBLIC HOSPITALS.
4   The General Assembly of North Carolina enacts:
5   Section 1. G.S. 131E-97.1 is amended by adding a new subsection to read:
6   "(c)   Information regarding the qualifications, competence, performance, character,
7   fitness, conditions of appointment, or conditions of initial employment of an independent
8   contractor of health care services maintained by a public hospital as defined in G.S. 159-
9   39, or a hospital which has been sold or conveyed pursuant to G.S. 131E-8, is not a
10   public record as defined by Chapter 132 of the General Statutes. Information regarding a
11   hearing or investigation of a complaint, charge, or grievance by or against an independent
12   contractor of health care services maintained by a public hospital as defined in G.S. 159-
13   39 or maintained by a hospital which has been sold or conveyed pursuant to G.S. 131E-8,
14   is not a public record as defined by Chapter 132 of the General Statutes. Final action
15   making an appointment or discharge or removal by a public hospital having final
16   authority for the appointment or discharge or removal shall be taken in an open meeting,
17   unless otherwise exempted by law. The following information with respect to each
18   independent contractor of a public hospital, as defined by G.S. 159-39, is a matter of
19   public record; name; age; date of original employment or appointment; beginning and
20   ending dates; position title; position descriptions; and total compensation of current and

1 former positions; and the date of the most recent promotion, demotion, transfer,
2 suspension, separation, or other change in position classification."
3   Sec. 2. This act is effective upon ratification.