

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

S

2

SENATE BILL 771

Judiciary I/Constitution Committee Substitute Adopted 5/8/95

Short Title: Public Hospitals/Independent Contractors.

(Public)

Sponsors:

Referred to:

April 20, 1995

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE STATUS OF INDEPENDENT CONTRACTORS OF PUBLIC HOSPITALS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131E-97.1 is amended by adding a new subsection to read:

"(c) Information regarding the qualifications, competence, performance, character, fitness, or conditions of appointment of an independent contractor who provides health care services under a contract with a public hospital as defined in G.S. 159-39, or with a hospital which has been sold or conveyed pursuant to G.S. 131E-8, is not a public record as defined by Chapter 132 of the General Statutes. Information regarding a hearing or investigation of a complaint, charge, or grievance by or against an independent contractor who provides health care services under a contract with a public hospital as defined in G.S. 159-39 or with a hospital which has been sold or conveyed pursuant to G.S. 131E-8, is not a public record as defined by Chapter 132 of the General Statutes. Final action making an appointment or discharge or removal by a public hospital having final authority for the appointment or discharge or removal shall be taken in an open meeting, unless otherwise exempted by law. The following information with respect to each independent contractor of health care services of a public hospital, as defined by G.S. 159-39, is a matter of public record: name; age; date of original contract; beginning and

1 ending dates; position title; position descriptions; and total compensation of current and
2 former positions; and the date of the most recent promotion, demotion, transfer,
3 suspension, separation, or other change in position classification."

4 Sec. 2. This act is effective upon ratification.