

ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 698

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S698-AMM-102 [v.2]

Page 1 of 2

Amends Title [NO]
Second Edition

Date _____, 2015

Representative Dollar

1 moves to amend the bill on page 1, line 25, by rewriting the line to read:

2 "SECTION 3. G.S. 131E-13 is amended by adding a new subsection to read:

3 "(h) A municipality or hospital authority that has complied with the requirements of
4 subdivisions (1) through (6) of subsection (d) of this section but has not, following good faith
5 negotiations, approved any lease, sale, or conveyance as required by subdivisions (7) and (8) of
6 subsection (d) of this section may, not less than 120 days following the public hearing required
7 by subdivision (5) of subsection (d) of this section, solicit additional prospective lessees or
8 buyers not previously solicited as required by subdivision (2) of subsection (d) of this section
9 and may approve any lease, sale, or conveyance without the necessity to repeat compliance
10 with the requirements of subdivisions (1) through (6) of subsection (d) of this section, except
11 for the following:

12 (1) Before considering any proposal to lease or purchase the hospital facility or
13 part thereof, the municipality or hospital authority shall require information
14 on charges, services, and indigent care at similar facilities leased, owned, or
15 operated by the proposed lessee or buyer.

16 (2) The municipality or hospital authority shall declare its intent to approve any
17 lease or sale in the manner authorized by this subsection at a regular or
18 special meeting held on 10 days' public notice. Such notice shall state that
19 copies of the lease, sale, or conveyance proposed for approval will be
20 available 10 days prior to the regular or special meeting required by
21 subdivision (3) of this subsection, and that the lease, sale, or conveyance
22 shall be considered for approval at a regular or special meeting not less than
23 10 days following the regular or special meeting required by this subsection.
24 Notice shall be given by publication in one or more papers of general
25 circulation in the affected area describing the intent to lease, sell, or convey
26 the hospital facility involved and the potential buyer or lessee.

27 (3) Not less than 10 days following the regular or special meeting required by
28 subdivision (2) of this subsection, the municipality or hospital authority shall
29 approve any lease, sale, or conveyance by a resolution at a regular or special
30 meeting.



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1 (4) At least 10 days before the regular or special meeting at which any lease,
2 sale, or conveyance is approved, the municipality or hospital authority shall
3 make copies of the proposed contract available to the public."

4 **SECTION 4.** Article 1E of Chapter 90 of the General Statutes, and Article 9A of
5 Chapter 131E of the General Statutes are repealed.

6 **SECTION 5.** G.S. 131E-23 is amended by adding a new subdivision to read:

7 **"§ 131E-23. Powers of the authority.**

8 (a) An authority shall have all powers necessary or convenient to carry out the purposes
9 of this Part, including the following powers, which are in addition to those powers granted
10 elsewhere in this Part:

11 ...
12 (38) To engage in health care activities outside the State."

13 **SECTION 6.** Section 4 of this act is effective January 1, 2018. The remainder of
14 this act is effective when it becomes law."
15

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

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