

NORTH CAROLINA GENERAL ASSEMBLY
1981 SESSION

CHAPTER 277
HOUSE BILL 425

AN ACT TO MODIFY THE POWERS AND DUTIES OF CABARRUS MEMORIAL
HOSPITAL.

The General Assembly of North Carolina enacts:

Section 1. Section 5 of Chapter 307 of the 1935 Public-Local Laws as amended by Chapter 1154, Session Laws of 1977 (Second Session 1978) is amended by rewriting the fourth sentence to read:

"The Cabarrus County Medical Society and the Medical Staff of the hospital may each nominate for appointment by the Board of Trustees two practicing physicians to serve as honorary and advisory members of said executive committee; such advisory members shall serve without voting power."

Sec. 2. Section 6 of Chapter 307 of the 1935 Public-Local Laws is amended by:

- (1) The deletion of the present second and third sentences of such section;
- (2) Rewriting the present sixth sentence of such section to read:

"They shall have the exclusive control of the expenditure of all moneys collected to the credit of the hospital fund, and the purchase of site or sites, the purchase or construction of any hospital building or buildings, and of the supervision, care and custody of the grounds, rooms or buildings purchased, constructed, leased, or set apart for that purpose: Provided that all moneys received for the credit of such hospital shall be deposited in a special fund for the hospital and shall be paid out only upon warrants or checks drawn by a proper officer designated by the executive committee upon due authorization of such committee.";

- (3) Rewriting the present seventh sentence to read:

"Said executive committee shall have the power to appoint a chief executive officer and necessary assistants, and to fix their compensation and shall in general carry out the spirit and intent of this act in establishing and maintaining a county general acute care hospital."; and

- (4) Adding a proviso to the final sentence in such section to read as follows:

"Provided, that such hospital may render care and services to members of the Board of Trustees and to companies in which such members may have an interest on those terms and conditions as such care and services are otherwise made available."

Sec. 3. Section 9 of Chapter 307 of the 1935 Public-Local Laws is amended by the addition of the following sentence:

"Such rights and powers shall include, without limitation, the authority to sell real and personal property; to establish additional locations to render medical services; to establish trusts or foundations to administer hospital funds; to retain securities donated to such hospital notwithstanding the provisions of Chapter 159 of the General Statutes relating to permissible investments; and to enter into private long term leases or subleases of hospital owned or leased real property for periods not exceeding 10 years without notice or other compliance with Chapter 160A of the General Statutes."

Sec. 4. Section 10 of Chapter 307 of the 1935 Public-Local Laws as amended by Chapter 421, Public-Local Laws of 1935, is hereby rewritten to read:

"Sec. 10. The executive committee of such hospital shall determine the conditions under which the privileges of practice may be available and shall promulgate rules and regulations governing the conduct of such practice at said hospital."

Sec. 5. Section 12 of Chapter 307 of the 1935 Public-Local Laws is repealed.

Sec. 6. Section 13 of Chapter 307 of the 1935 Public-Local Laws is rewritten to read:

"Sec. 12. The executive committee shall have the power to determine rates to be charged for hospital services, to evaluate and approve or reject claims for charity services and to generally establish collection policies and practices for the hospital."

Sec. 7. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 28th day of April, 1981.