

GENERAL ASSEMBLY OF NORTH CAROLINA
1983 SESSION

CHAPTER 578
HOUSE BILL 551

AN ACT AMENDING THE COUNTY HOSPITAL ACT TO AUTHORIZE A COUNTY HOSPITAL TO ESTABLISH AND OPERATE BRANCH FACILITIES IN OTHER COUNTIES.

The General Assembly of North Carolina enacts:

Section 1. Article 2A of Chapter 131 of the General Statutes, is amended by adding a new section to read:

"§ 131-28.22A. Branch facilities. – Notwithstanding anything in this Article, any county owning and operating a hospital organized under the provisions of this Article may erect, remodel, enlarge, purchase, finance, and operate branches and related facilities within this State but outside the boundaries of the county subject to the following limitations:

- (1) No moneys derived from the exercise by the owning county of its power of taxation shall be expended on facilities located outside its boundaries;
- (2) No moneys derived from the issuance by the owning county of its bonds or notes shall be expended on facilities located outside its boundaries;
- (3) The owning county shall not possess the power of eminent domain or have the right of condemnation with respect to hospital facilities located outside its boundaries.
- (4) The power conferred on counties by G.S. 153A-169 and G.S. 153A-170 to adopt ordinances regulating the use of county-owned property and parking on county-owned property shall not extend to hospital facilities located outside its boundaries unless the board of commissioners of the county in which the facility is located shall by resolution permit any such ordinance to be applicable within its jurisdiction;
- (5) The owning county shall not be deemed liable, by virtue of operating hospital facilities outside its boundaries, for the cost of medical care of paupers who are legal residents of some other county; and
- (6) The authority granted by this section may not be exercised in any county that has within its borders four or more incorporated municipalities which qualify to receive funds under G.S. 136-41.2."

Sec. 2. This act is effective upon ratification.

In the General Assembly read three times and ratified, this the 22nd day of June, 1983.