

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005

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SENATE DRS85162-LH-64A (02/09)

Short Title: Brody School of Med at ECU/Medicare Receipts. (Public)

Sponsors: Senators Jenkins, and Kerr.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO AMEND THE LAW REGARDING THE USE OF MEDICARE RECEIPTS BY BRODY SCHOOL OF MEDICINE AT EAST CAROLINA UNIVERSITY.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 116-36.6 reads as rewritten:

"§ 116-36.6. Brody School of Medicine at East Carolina University School of Medicine; University; Medicare receipts.

The Brody School of Medicine at East Carolina University School of Medicine shall request, on a regular basis consistent with the State's cash management plan, funds earned by the School from Medicare reimbursements for education costs. Upon receipt, these funds shall be allocated as follows:

- (1) The portion of the Medicare reimbursement generated through the effort and expense of the Brody School of Medicine's Medical Faculty Practice Plan shall be transferred to the appropriate Medical Faculty Practice Plan account within the School of Medicine. The Medical Faculty Practice Plan shall assume responsibility for any of these funds that subsequently must be refunded due to final audit settlements.
- (2) ~~The funds from this source budgeted by the General Assembly as part of the School of Medicine's General Fund budget code shall be credited to that code as a receipt.~~
- (3) ~~The remainder of the funds shall be transferred to a special fund account on deposit with the State Treasurer. This special fund account shall be used for any necessary repayment of Medicare funds due to final audit settlements for funds allocated under subdivision (2) of this subsection. When the amount of these reimbursement funds has been finalized by audit for each year, those funds remaining in the special~~

1                    ~~fund shall be available for specific capital improvement projects for~~  
2                    ~~the East Carolina University School of Medicine. Requests by East~~  
3                    ~~Carolina University for use of these funds shall be made to the Board~~  
4                    ~~of Governors of The University of North Carolina. Approval of~~  
5                    ~~projects by the Board of Governors shall be reported to the Joint~~  
6                    ~~Legislative Commission on Governmental Operations, and the reports~~  
7                    ~~shall include projected costs and sources of funds for operation of the~~  
8                    ~~approved projects.~~

9                    (2a) Funds that were received pursuant to this section prior to July 1, 2005,  
10                    and that were transferred to a special fund account on deposit with the  
11                    State Treasurer are appropriated to the Brody School of Medicine at  
12                    East Carolina University and may be expended by the Brody School of  
13                    Medicine for the Family Medicine Center for purposes consistent with  
14                    its stated mission."

15                    **SECTION 2.** Subsections (b) and (c) of Section 87 of Chapter 321 of the  
16                    1993 Session Laws are repealed.

17                    **SECTION 3.** This act becomes effective July 1, 2005.