

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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SENATE BILL 583*
Health Care Committee Substitute Adopted 4/18/07

Short Title: Public Health Technical Changes.-AB

(Public)

Sponsors:

Referred to:

March 12, 2007

A BILL TO BE ENTITLED

AN ACT TO MAKE CLARIFYING AND OTHER CHANGES IN THE PUBLIC HEALTH LAW RELATED TO THE MEDICAL EXAMINER SYSTEM, INJURY CONTROL EFFORTS, TIMELINESS OF REPORTS BY SCHOOLS REGARDING IMMUNIZATIONS, AND THE CREATION, EXTENSION, AND DISSOLUTION OF SANITARY DISTRICTS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 130A-47 reads as rewritten:

"§ 130A-47. **Creation by Commission.**

(a) For the purpose of preserving and promoting the public health and welfare, the Commission may create sanitary districts without regard for county, township or municipal lines. However, no municipal corporation or any part of the territory in a municipal corporation shall be included in a sanitary district except at the request of the governing board of the municipal corporation. If the municipal corporation has not levied any tax nor performed any official act nor held any elections within a period of four years preceding the date of the petition for the sanitary district, a request of the governing board shall not be required.

(b) For the purposes of this Part, the term 'Department' means the Department of Environment and Natural Resources, and the term 'Secretary' means the Secretary of Environment and Natural Resources."

SECTION 2. G.S. 130A-155(c) reads as rewritten:

(c) ~~Within 60 calendar days after the commencement of a new school year, the~~ The school shall file an annual immunization report with the Department. ~~Department by November 1.~~ The child care facility shall file an immunization report annually with the Department. The report shall be filed on forms prepared by the Department and shall state the number of children attending the school or facility, the number of children who had not obtained the required immunization within 30 days of their first attendance, the number of children who received a medical exemption and the number of children who received a religious exemption."

1 **SECTION 3.** Article 7 of Chapter 130A of the General Statutes is amended
2 by adding a new Part to read:

3 "Part 6. Injury Prevention.

4 **"§ 130A-224. Department to establish program.**

5 To protect and enhance the public health, welfare, and safety, the Department shall
6 establish and administer a comprehensive statewide injury prevention program. The
7 Department shall designate the Division of Public Health as the lead agency for injury
8 prevention activities. The Division of Public Health shall:

- 9 (1) Develop a comprehensive State plan for injury prevention;
10 (2) Maintain an injury prevention program that includes data collection,
11 surveillance, and education and promotes injury control activities; and
12 (3) Develop collaborative relationships with other State agencies and
13 private and community organizations to establish programs promoting
14 injury prevention."

15 **SECTION 4.** G.S. 130A-382 reads as rewritten:

16 **"§ 130A-382. County medical examiners; appointment; term of office; vacancies.**

17 One or more county medical examiners for each county shall be appointed by the
18 Chief Medical Examiner for a three-year term. County medical examiners shall be
19 appointed from a list of physicians licensed to practice medicine in this State submitted
20 by the medical society of the county in which the appointment is to be made. If no
21 names are submitted by the society, the Chief Medical Examiner shall appoint one or
22 more medical examiners from physicians in the county licensed to practice medicine in
23 this State. In the event no licensed physician in a county accepts an appointment, the
24 Chief Medical Examiner may appoint as acting county medical examiner one or more
25 physicians licensed to practice medicine in this State from other ~~counties or the local~~
26 ~~registrar, deputy registrar, subregistrar or coroner~~ counties, a licensed physician
27 assistant, a nurse, a coroner, or an individual who has taken an approved course of
28 training as required by the Chief Medical Examiner. In the event a medical examiner is
29 unable to serve in a particular case or for a temporary period of time, the Chief Medical
30 Examiner shall designate a physician licensed to practice medicine in this State, the
31 ~~local registrar, deputy registrar, subregistrar or coroner~~ The acting county medical
32 examiner shall have all the duties and authority of the physician medical examiner
33 except to perform autopsies. A medical examiner may serve more than one county. The
34 Chief Medical Examiner may take jurisdiction in any case or appoint another medical
35 examiner to do so."

36 **SECTION 5.** G.S. 130A-381 reads as rewritten:

37 **"§ 130A-381. Additional services and facilities.**

38 In order to provide proper facilities for investigating deaths as authorized in this
39 Part, the Chief Medical Examiner may arrange for the use of existing public or private
40 laboratory facilities. Each county shall provide or contract for an appropriate facility for
41 the examination and storage of bodies under Medical Examiner jurisdiction. The Chief
42 Medical Examiner may contract with qualified persons to perform or to provide support
43 services for autopsies and other studies and investigations."

44 **SECTION 6.** This act is effective when it becomes law.