

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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HOUSE BILL 1201

Short Title: Abortion Clinic Requirements. (Public)

Sponsors: Representatives Hilton; Capps, Eddins, Frye, Gillespie, Hollo, Johnson, Pate, Sauls, Setzer, Stam, and Steen.

Referred to: Rules, Calendar, and Operations of the House.

April 13, 2005

A BILL TO BE ENTITLED
AN ACT TO DEFINE PUBLIC HEALTH REQUIREMENTS FOR ABORTION
CLINICS.

The General Assembly of North Carolina enacts:

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

"Article 23.

"Abortion.

"§ 130A-491. Abortion clinics.

(a) Definitions. – The following definitions apply in this section:

(1) Abortion clinic. – A facility certified by the Department of Health and Human Services in which abortions are performed during the first 20 weeks of pregnancy that is neither physically attached to a licensed hospital nor operated by a licensed hospital.

(2) Backup hospital. – A hospital that can be reached within one hour by motor vehicle under average traveling conditions.

(b) Admitting Patients. – Only a physician who is licensed to practice medicine in this State and who has admitting privileges to perform obstetric and gynecological procedures at a backup hospital may admit a patient for treatment at an abortion clinic.

(c) Emergency Transfer Plan. – Each abortion clinic shall enter into a written agreement with a backup hospital to facilitate the transfer of patients who are in need of emergency care. A copy of this agreement shall be presented to each patient at the time of admittance to the abortion clinic. In any case in which transfer of a patient to a hospital is necessary, a staff member of the abortion clinic shall accompany the patient to the hospital and shall assist the patient in obtaining admission to the hospital.

"§§ 130A-492 through 130A-495: Reserved for future codification purposes."

SECTION 2. This act is effective when it becomes law.