

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007**

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**HOUSE BILL 1227  
Committee Substitute Favorable 4/12/07**

Short Title: New Hanover Regional Medical Ctr/Contracts.

(Local)

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Sponsors:

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Referred to:

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March 29, 2007

A BILL TO BE ENTITLED

1  
2 AN ACT EXEMPTING NEW HANOVER REGIONAL MEDICAL CENTER, A NEW  
3 HANOVER COUNTY HOSPITAL, FROM STATUTORY REQUIREMENTS  
4 GOVERNING PUBLIC CONTRACTS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** No provision of law with respect to the acquisition or  
7 operation of property by other public bodies shall be applicable to New Hanover  
8 Regional Medical Center (hereinafter "Center") unless otherwise specified by the  
9 General Assembly, except that the Center shall do all of the following:

- 10 (1) Obtain a resolution from the Board of Commissioners of New Hanover  
11 County approving the Center's exemption from statutory requirements  
12 governing public contracts as provided in this act. The Board of  
13 Commissioners may withdraw its approval by a subsequent resolution,  
14 but its withdrawal of approval shall have no effect on any contract  
15 entered into by the Center pursuant to a previous resolution of  
16 approval.
- 17 (2) Comply with the minority business participation requirements set forth  
18 in Article 8 of Chapter 143 of the General Statutes.
- 19 (3) Comply with the certificate of need requirements set forth in Article 9  
20 of Chapter 131E of the General Statutes.
- 21 (4) Conduct an annual independent audit of all contracts for construction  
22 or repair work that would otherwise be subject to the competitive  
23 bidding requirements provided in G.S. 143-129.

24 **SECTION 2.** Notwithstanding the provisions of Section 1 of this act, the  
25 Center shall only use the authority granted in this act when it is in the best interests of  
26 the Center to do so. Upon awarding a contract pursuant to the provisions of this act, the  
27 Center shall publish in writing the specific reasons why it used the authority granted in  
28 this act instead of the methods and procedures applicable to public bodies pursuant to  
29 the General Statutes.

1                   **SECTION 3.** The Center shall comply with the provisions of Chapter 132 of  
2 the General Statutes and G.S. 131E-97.3 when exercising authority pursuant to the  
3 provisions of this act.

4                   **SECTION 4.** This act is effective when it becomes law.