

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**SENATE DRS85261-LU-83 (3/13)**

Short Title: Limitations/Med. Society Nominations/Med. Bd. (Public)

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Sponsors: Senator Rand.

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Referred to:

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A BILL TO BE ENTITLED

AN ACT PLACING LIMITATIONS ON NOMINATIONS BY THE NORTH  
CAROLINA MEDICAL SOCIETY TO THE NORTH CAROLINA MEDICAL  
BOARD.

The General Assembly of North Carolina enacts:

**SECTION 1.** G.S. 90-2(a) reads as rewritten:

"(a) There is established the North Carolina Medical Board to regulate the practice of medicine and surgery for the benefit and protection of the people of North Carolina. The Board shall consist of 12 members.

(1) Seven of the members shall be ~~duly licensed physicians elected and nominated to the Governor by the North Carolina Medical Society~~ appointed by the Governor pursuant to G.S. 90-3.

(2) Of the remaining five members, all to be appointed by the Governor, one shall be a duly licensed physician who is a doctor of osteopathy or a full-time faculty member of one of the medical schools in North Carolina who utilizes integrative medicine in that person's clinical practice or a member of The Old North State Medical Society, three shall be public members and one shall be a physician assistant as defined in G.S. 90-18.1 or a nurse practitioner as defined in G.S. 90-18.2. A public member shall not be a health care provider nor the spouse of a health care provider. For purposes of board membership, "health care provider" means any licensed health care professional and any agent or employee of any health care institution, health care insurer, health care professional school, or a member of any allied health profession. For purposes of this section, a person enrolled in a program to prepare him to be a licensed health care professional or an allied health professional shall be deemed a health

1 care provider. For purposes of this section, any person with significant  
2 financial interest in a health service or profession is not a public  
3 member."

4 **SECTION 2.** G.S. 90-3 reads as rewritten:

5 "**§ 90-3. ~~Medical Society nominates Board.~~Limitations on Medical Society**  
6 **nominations to the Board.**

7 The Governor shall appoint as physician members of the Board physicians elected  
8 and nominated by the North Carolina Medical ~~Society.~~Society, provided that:

- 9 (1) Each physician nominated is licensed by and in good standing with the  
10 Board and has practiced medicine in this State not less than five years  
11 immediately preceding the physician's nomination to the Board;  
12 (2) The North Carolina Medical Society has provided to the Governor a  
13 list of at least two qualified nominees for each vacancy on the Board;  
14 (3) The North Carolina Medical Society certifies to the Governor that it  
15 has considered the application of all qualified applicants licensed in  
16 this State regardless of membership status in the Medical Society; and  
17 (4) The North Carolina Medical Society certifies that it has nominated  
18 only the most qualified applicants for membership on the Board."

19 **SECTION 3.** This act is effective when it becomes law.