

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

FILED SENATE
Mar 29, 2021
S.B. 373
PRINCIPAL CLERK

S

D

SENATE BILL DRS35162-NB-113A

Short Title: Expand Voluntary Health Care Services. (Public)

Sponsors: Senators Woodard, Perry, and Corbin (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO EXPAND THE VOLUNTARY HEALTH CARE SERVICES ACT TO INCLUDE
3 ADDITIONAL LICENSEES CAPABLE OF RENDERING HEALTH CARE SERVICES
4 IN THIS STATE THROUGH THE VOLUNTEER HEALTH CARE SERVICES ACT, TO
5 INCLUDE TELEHEALTH AS A HEALTH CARE SERVICE, AND TO CLARIFY WHAT
6 BENEFITS CONSTITUTE COMPENSATION.

7 The General Assembly of North Carolina enacts:

8 SECTION 1. G.S. 90-21.102 reads as rewritten:

9 "§ 90-21.102. Definitions.

10 The following definitions apply in this Article:

11 ...

12 (2) Free clinic. – A nonprofit, 501(c)(3) tax-exempt organization organized for
13 the purpose of providing health care ~~services~~ services, including telehealth,
14 without charge or for a minimum fee to cover administrative costs.

15 (3) Health care provider. – Any person who:

16 ...

17 m. Is licensed to practice as a physician, physician assistant, dentist,
18 dental assistant, pharmacist, optometrist, registered nurse, nurse
19 practitioner, licensed practical nurse, dental hygienist, dispensing
20 optician, or optician under provisions of law of another state of the
21 United States comparable to the provisions referenced in
22 sub-subdivisions a. through l. of this subdivision.

23 ...

24 (5) Voluntary provision of health care services. – The provision of health care
25 services by a health care provider in association with a sponsoring
26 organization in which ~~both~~ all of the following circumstances exist:

27 a. The health care services are provided without charge to the recipient
28 of the services or to a third party on behalf of the recipient.

29 b. The health care provider receives no compensation or other
30 consideration in exchange for the health care services provided.

31 c. Compensation or other consideration does not include room and board
32 or other essentials necessary during the provision of volunteer health
33 care services or memorabilia.

34 For the purposes of this Article, the provision of health care services in
35 nonprofit community health centers, local health department facilities, free
36 clinic facilities, or at a provider's place of employment when the patient is



* D R S 3 5 1 6 2 - N B - 1 1 3 A *

1 referred by a nonprofit community health referral service shall not be
2 considered the voluntary provision of health care."

3 **SECTION 2.** This act becomes effective September 1, 2021.