

1 Introduced by Senator Ayer

2 Referred to Committee on

3 Date:

4 Subject: Open Meeting Law; hospitals; accountable care organizations

5 Statement of purpose of bill as introduced: This bill proposes to require that
6 meetings of the governing boards, and subcommittees thereof, of hospitals and
7 accountable care organizations be subject to the requirements of the Vermont
8 Open Meeting Law.

9 An act relating to extending the requirements of the Open Meeting Law

10 It is hereby enacted by the General Assembly of the State of Vermont:

11 Sec. 1. 1 V.S.A. § 310a is added to read:

12 § 310a. APPLICATION TO HOSPITALS AND ACCOUNTABLE CARE

13 ORGANIZATIONS

14 (a) Every meeting of a governing board, or a subcommittee thereof, of the
15 following entities shall be subject to the requirements of this subchapter:

16 (1) a hospital required to be licensed under 18 V.S.A. chapter 43; and

17 (2) an accountable care organization that meets the criteria of 42 U.S.C.

18 § 1395jjj(b) and is composed primarily of persons licensed in Vermont to

19 provide health care services.

1 (b) Records in the custody of a hospital or accountable care organization
2 that is not a public agency, which would be exempt from public inspection and
3 copying under section 317 of this title if in the custody of a public agency,
4 shall be deemed exempt from public inspection and copying and therefore
5 eligible for discussion in executive session under subdivision 313(a)(6) of this
6 title.

7 Sec. 2. 18 V.S.A. § 1903 is amended to read:

8 § 1903. LICENSE; OPEN MEETING REQUIREMENTS

9 (a) ~~No~~ A person or governmental unit may not establish, conduct, or
10 maintain a hospital in this ~~state~~ State without first obtaining a license therefor
11 in the manner hereinafter provided.

12 (b) Every meeting of a governing board, or a subcommittee thereof, of a
13 hospital required to be licensed under this chapter shall be subject to the
14 requirements of the Vermont Open Meeting Law, 1 V.S.A. chapter 5,
15 subchapter 2, in accordance with 1 V.S.A. § 310a.

16 Sec. 3. EFFECTIVE DATE

17 This act shall take effect on July 1, 2013.