

1 10A NCAC 13B .3703 is proposed for amendment as follows:

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3 **10A NCAC 13B .3703 APPOINTMENT**

4 (a) The governing body may grant, deny, renew, modify, suspend, or terminate medical staff membership and clinical
5 privileges after consideration of the recommendation made by the medical staff in accordance with the bylaws
6 established by the medical staff and approved by the governing body for making such recommendations, and the
7 facility bylaws established by the governing body for review and final determination of such recommendations.

8 ~~(b) Formal appointment~~ Review of an applicant for medical staff membership and the granting of clinical privileges
9 shall follow procedures set forth in the ~~by laws, rules or~~ bylaws, rules, and regulations of the medical staff. These
10 procedures shall require the following:

11 (1) a signed application for medical staff membership, specifying ~~age, date of birth,~~ year and school of
12 graduation, date of licensure, statement of postgraduate or special training and ~~experience with~~
13 experience, and a statement of the scope of the clinical privileges sought by the applicant;

14 (2) verification by the ~~hospital~~ facility of the ~~applicant's~~ applicant's qualifications ~~of the applicant~~ as stated in the
15 application, including ~~evidence of any required~~ continuing education; and

16 (3) written notice to the applicant from ~~the medical staff and the governing body,~~ body regarding
17 appointment or ~~reappointment~~ reappointment, which specifies the approval or denial of clinical
18 privileges and the scope of the privileges ~~granted, and if granted.~~

19 ~~(4) members of the medical staff and others granted clinical privileges in the facility shall hold current~~
20 ~~licenses to practice in North Carolina.~~

21 (c) Members of the medical staff and others granted clinical privileges in the facility shall hold current licenses to
22 practice in North Carolina.

23 (d) Medical staff appointments shall be reviewed at least once every two years by the medical staff in accordance
24 with the bylaws established by the medical staff and approved by the governing body, and shall be followed with
25 recommendations made to the governing body for review and a final determination.

26 (e) The facility shall maintain a file containing performance information for each medical staff member.
27 Representatives of the Division shall have access to these files in accordance with, and subject to the limitations and
28 restrictions set forth in, G.S. 131E-80; however, to the extent that the same includes confidential medical review
29 information, such information shall be reviewable and confidential in accordance with G.S. 131E-80(d) and other
30 applicable law.

31 (f) Minutes shall be taken and maintained of all meetings of the medical staff and governing body that concern the
32 granting, denying, renewing, modifying, suspending or terminating of clinical privileges.

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34 *History Note: Authority G.S. 131E-79; 42 CFR 482.12(a)(10); 42 CFR 482.22(a)(1);*

35 *Eff. January 1, 1996;*

36 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 22,*
37 *2017. 2017;*

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Amended Eff. July 1, 2020: