

House Bill 158 (AM)

By: Representatives Connell of the 115<sup>th</sup> and Buck of the 135<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Article 4 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, the  
2 "Hospital Authorities Law," so as to extend to certain nonprofit corporations operating  
3 certain medical facilities an exemption from open records and open meetings requirements;  
4 to provide an effective date; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 style="text-align:center">**SECTION 1.**

7 Article 4 of Chapter 7 of Title 31 of the Official Code of Georgia Annotated, the "Hospital  
8 Authorities Law," is amended by striking Code Section 31-7-75.2, relating to an exemption  
9 from open records and open meetings requirements, and inserting in its place a new Code  
10 section to read as follows:

11 "31-7-75.2.

12 Notwithstanding any other provision of law to the contrary, no Georgia nonprofit  
13 corporation in its operation of a hospital or other medical facility for the benefit of a  
14 governmental entity in this state and no hospital authority shall be required by Chapter 14  
15 of Title 50 or Article 4 of Chapter 18 of Title 50 to disclose or make public any potentially  
16 commercially valuable plan, proposal, or strategy that may be of competitive advantage in  
17 the operation of the corporation or authority or its medical facilities and which has not been  
18 made public, provided no tax or state funds are involved in any way. This exemption shall  
19 terminate at such time as such plan, proposal, or strategy has either been approved or  
20 rejected by the governing board of such corporation or hospital authority ~~governing board~~.  
21 Except as provided in this Code section or as otherwise provided by law, hospital  
22 authorities shall comply with the provisions of Chapter 14 of Title 50 and Article 4 of  
23 Chapter 18 of Title 50."

