

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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SENATE BILL 102
Second Edition Engrossed 3/20/91

Short Title: Rest Home Regulation Report.

(Public)

Sponsors: Senators Richardson; Seymour, Daniel, Martin of Pitt, Smith, and Carpenter.

Referred to: Human Resources.

February 19, 1991

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE THAT THE DEPARTMENT OF HUMAN RESOURCES
2 REPORT CHANGES IN DOMICILIARY HOME REGULATING, LICENSING,
3 AND MONITORING TO THE NORTH CAROLINA STUDY COMMISSION ON
4 AGING.
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6 Whereas, the Legislative Research Commission Study Committee on Rest
7 Home and Nursing Home Care reported to the 1991 General Assembly that, in order to
8 clarify and make more effective the State responsibility, authority, and accountability
9 for domiciliary homes, there should be a single State agency to regulate, license, and
10 monitor domiciliary homes; and

11 Whereas, the Secretary of the Department of Human Resources has endorsed
12 this recommendation and has taken steps to implement the transfer of all functions
13 affecting the regulating, licensing, and monitoring of domiciliary homes to the Division
14 of Facility Services; and

15 Whereas, the General Assembly needs to follow carefully this transfer, to
16 determine whether any further changes in the law will be required; and

17 Whereas, the North Carolina Study Commission on Aging is the proper
18 vehicle to aid and advise the General Assembly in this determination; Now, therefore,
19 The General Assembly of North Carolina enacts:

20 Section 1. The Department of Human Resources shall report to the North
21 Carolina Study Commission on Aging by September 1, 1991, on the implementation of
22 the transfer of domiciliary home regulating, monitoring, and licensing to the Division of
23 Facility Services. This report shall include information on the following:

- 1 (1) The completeness of the transfer;
- 2 (2) The appropriate commission to make rules for the Division of Facility
- 3 Services regarding its regulating, licensing, and monitoring
- 4 domiciliary homes;
- 5 (3) The effort being made to provide training and technical assistance to
- 6 local county personnel; and
- 7 (4) The effort being made to establish a system of regulating, licensing,
- 8 and monitoring that distributes the results of negative action
- 9 recommendations, along with the rationale for these recommendations,
- 10 to all local departments of social services.
- 11 Sec. 2. This act is effective upon ratification.