

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 1186

Short Title: DHHS/Update Current Inspection Practices.-AB (Public)

Sponsors: Representatives Earle, M. Alexander, Lucas, England (Primary Sponsors);
Brisson, Faison, Glazier, Harrison, Insko, and Wainwright.

Referred to: Aging, if favorable, Health.

April 8, 2009

A BILL TO BE ENTITLED
AN ACT TO AUTHORIZE COUNTY DEPARTMENTS OF SOCIAL SERVICES TO
CONDUCT FOLLOW-UP MONITORING OF ADULT CARE HOMES TO ENSURE
COMPLIANCE WITH STATE AND FEDERAL LAW.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 131D-2(b)(1a)b. reads as rewritten:

"...

(b) Licensure; inspections. –

...

(1a) In addition to the licensing and inspection requirements mandated by
subdivision (1) of this subsection:

a. The Department shall ensure that adult care homes required to be
licensed by this Article are monitored for licensure compliance on a
regular basis. All facilities licensed under this Article and adult care
units in nursing homes are subject to inspections at all times by the
Secretary. The Division of Health Service Regulation shall inspect all
adult care homes and adult care units in nursing homes on an annual
basis, effective July 1, 2007, and thereafter. In addition, the
Department shall ensure that adult care homes are inspected every
two years to determine compliance with physical plant and life-safety
requirements.

b. The Department shall work with county departments of social
services to do the routine monitoring in adult care homes to ensure
compliance with State and federal laws, rules, and regulations in
accordance with policy and procedures established by the Division of
Health Service Regulation and to have the Division of Health Service
Regulation oversee this ~~monitoring and perform any required
follow-up inspection-monitoring~~. The county departments of social
services shall document in a written report all on-site visits, including
monitoring visits, revisits, and complaint investigations. The county
departments of social services shall submit to the Division of Health
Service Regulation written reports of each facility visit within 20
working days of the visit.

...."

SECTION 2. This act is effective when it becomes law.

