

GENERAL ASSEMBLY OF NORTH CAROLINA
1987 SESSION

CHAPTER 345
SENATE BILL 316

AN ACT TO AMEND THE LICENSURE LAW FOR MENTAL HEALTH, MENTAL
RETARDATION, AND SUBSTANCE ABUSE SERVICES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 122C-3(26) is deleted.

Sec. 2. G.S. 122C-22(b) is amended by rewriting the first sentence to read: "The Commission may adopt rules establishing a procedure whereby a licensable facility certified by a nationally recognized agency, such as the Joint Commission on Accreditation of Hospitals, may be deemed licensed under this Article by the Secretary."

Sec. 3. G.S. 122C-23(b) is rewritten to read: "Each license is issued to the person only for the premises named in the application and shall not be transferrable or assignable except with prior written approval of the Secretary."

Sec. 4. G.S. 122C-23(d) is amended by deleting the word "operator" and replacing it with the word "person".

Sec. 5. G.S. 122C-24(a) is rewritten as follows: "The Secretary may deny, suspend, amend, or revoke a license in any case in which the Secretary finds that there has been a substantial failure to comply with any provision of this Article or other applicable statutes or any applicable rule adopted pursuant to these statutes. Action under this section and appeals of those actions shall be in accordance with rules of the Commission and Chapter 150B of the General Statutes."

Sec. 6. This act shall become effective July 1, 1987.

In the General Assembly read three times and ratified this the 12th day of June, 1987.