GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1995

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HOUSE BILL 745
Committee Substitute Favorable 5/10/95

Short Title: Aging Comn. to Study DH/NH Penalties. (Public)

Sponsors:

Referred to:

April 3, 1995

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE NORTH CAROLINA STUDY COMMISSION ON AGING TO STUDY THE ADMINISTRATIVE PENALTIES FOR DOMICILIARY FACILITIES AND NURSING HOME FACILITIES.

The General Assembly of North Carolina enacts:

Section 1. The North Carolina Study Commission on Aging established pursuant to Article 21 of Chapter 120 of the General Statutes shall study the administrative penalties for violations of domiciliary home laws pursuant to G.S. 131D-34 and nursing home laws pursuant to G.S. 131E-129. In completing its study, the Commission may review:

(1) Whether the dollar amounts of the penalties are effective;
(2) Whether subsequent violations should require higher penalties than previous ones;
(3) Whether specific violations should require more stringent penalties; and
(4) Whether the scope and severity approach as used in the federal penalty process for nursing homes should be utilized by the State.

Sec. 2. The Commission may report its findings and recommendations to the 1996 Regular Session of the 1995 General Assembly.

Sec. 3. This act is effective upon ratification.