

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 897
Committee Substitute Favorable 5/1/97

Short Title: Nursing/Rest Home Adv. Comm. Appts.

(Public)

Sponsors:

Referred to:

April 8, 1997

1 A BILL TO BE ENTITLED
2 AN ACT TO AMEND THE REQUIREMENTS PERTAINING TO THE NUMBER OF
3 MEMBERS OF ADVISORY COMMITTEES OF NURSING HOMES AND REST
4 HOMES.

5 The General Assembly of North Carolina enacts:

6 Section 1. G.S. 131E-128(b)(1) reads as rewritten:

7 "(b) (1) A community advisory committee shall be established in each
8 county which has a nursing home, including a nursing home operated
9 by a hospital licensed under Article 5 of G.S. Chapter 131E, shall
10 serve all the homes in the county, and shall work with each home in
11 the best interest of the persons residing in each home. In a county
12 which has one, two, or three nursing homes, the committee shall have
13 five members. In a county with four or more nursing homes, the
14 committee shall have one additional member for each nursing home in
15 excess of ~~three~~-three, and may have up to five additional members per
16 committee at the discretion of the county commissioners."

17 Section 2. G.S. 131D-31(b) reads as rewritten:

18 "(b) Establishment and Appointment of Committees. –

- 1 (1) A community advisory committee shall be established in each county
2 that has at least one licensed adult care ~~home-home~~, shall serve all the
3 homes in the county, and shall work with each of these homes for the
4 best interests of the residents. In a county that has one, two, or three
5 adult care homes with 10 or more beds, the committee shall have five
6 members.
- 7 (2) In a county with four or more adult care homes with 10 or more beds,
8 the committee shall have one additional member for each adult care
9 home with 10 or more beds in excess of three, ~~up to~~ and may have up to
10 five additional members at the discretion of the county commissioners,
11 not to exceed a maximum of ~~20-25~~ members. In each county with four
12 or more adult care homes with 10 or more beds, the committee shall
13 establish a subcommittee of no more than five members and no fewer
14 than three members from the committee for each adult care home in the
15 county. Each member must serve on at least one subcommittee.
- 16 (3) In counties with no adult care homes with 10 or more beds, the
17 committee shall have five members. Regardless of how many members
18 a particular community advisory committee is required to have, at least
19 one member of each committee shall be a person involved in the area of
20 mental retardation.
- 21 (4) The boards of county commissioners are encouraged to appoint the
22 Adult Care Home Community Advisory Committees. Of the members,
23 a minority (not less than one-third, but as close to one-third as possible)
24 shall be chosen from among persons nominated by a majority of the
25 chief administrators of adult care homes in the county. If the adult care
26 home administrators fail to make a nomination within 45 days after
27 written notification has been sent to them requesting a nomination, these
28 appointments may be made without nominations. If the county
29 commissioners fail to appoint members to a committee by July 1, 1983,
30 the appointments shall be made by the Assistant Secretary for Aging,
31 Department of Human Resources, no sooner than 45 days after
32 nominations have been requested from the adult care home
33 administrators, but no later than October 1, 1983. In making
34 appointments, the Assistant Secretary for Aging shall follow the same
35 appointment process as that specified for the County Commissioners."

36 Section 3. This act is effective when it becomes law.