

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

**H**

**D**

**HOUSE DRH30378-SH-19 (03/26)**

Short Title: Long-Term Care Providers/Crim. History Study. (Public)

---

Sponsors: Representative Earle.

---

Referred to:

---

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF AGING AND ADULT SERVICES AND DIVISION OF FACILITY SERVICES, TO STUDY LIMITATIONS ON THE AUTHORITY OF LONG-TERM CARE PROVIDERS IN HIRING CONVICTED FELONS.

The General Assembly of North Carolina enacts:

**SECTION 1.** The Department of Health and Human Services, Division of Aging and Adult Services and Division of Facility Services, shall study the necessity of limiting the authority, granted by G.S. 131E-265 and G.S. 131D-40, of nursing homes, home care agencies, adult care homes, or the contract agencies of nursing homes, home care agencies, and adult care homes to hire applicants with certain relevant offenses. The study shall examine whether there is an acceptable time lapse between the date of the crime and the hiring of an applicant convicted of certain relevant offenses that are felonies. In conducting the study, the Department shall review relevant incident data and shall seek input from the North Carolina Attorney General's office, long-term care provider associations, and advocacy groups. The Department shall report findings and recommendations to the North Carolina Study Commission on Aging on or before March 1, 2008.

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