

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1997

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HOUSE BILL 897

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

(Public)

Sponsors: Representatives McComas; and Watson.

Referred to: Human Resources.

April 8, 1997

A BILL TO BE ENTITLED

AN ACT TO AMEND THE REQUIREMENTS PERTAINING TO THE NUMBER OF MEMBERS OF ADVISORY COMMITTEES OF NURSING HOMES AND REST HOMES.

The General Assembly of North Carolina enacts:

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

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

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

"(b) Establishment and Appointment of Committees. –

(1) A community advisory committee shall be established in each county that has at least one licensed adult care ~~home~~ home, shall serve all the

1 homes in the county, and shall work with each of these homes for the
2 best interests of the residents. In a county that has one, two, or three
3 adult care homes with 10 or more beds, the committee shall have five
4 members.

5 (2) In a county with four or more adult care homes with 10 or more beds,
6 the committee shall have one additional member for each adult care
7 home with 10 or more beds in excess of three, up to a maximum of ~~20~~
8 25 members. In each county with four or more adult care homes with 10
9 or more beds, the committee shall establish a subcommittee of no more
10 than five members and no fewer than three members from the
11 committee for each adult care home in the county. Each member must
12 serve on at least one subcommittee.

13 (3) In counties with no adult care homes with 10 or more beds, the
14 committee shall have five members. Regardless of how many members
15 a particular community advisory committee is required to have, at least
16 one member of each committee shall be a person involved in the area of
17 mental retardation.

18 (4) The boards of county commissioners are encouraged to appoint the
19 Adult Care Home Community Advisory Committees. Of the members,
20 a minority (not less than one-third, but as close to one-third as possible)
21 shall be chosen from among persons nominated by a majority of the
22 chief administrators of adult care homes in the county. If the adult care
23 home administrators fail to make a nomination within 45 days after
24 written notification has been sent to them requesting a nomination, these
25 appointments may be made without nominations. If the county
26 commissioners fail to appoint members to a committee by July 1, 1983,
27 the appointments shall be made by the Assistant Secretary for Aging,
28 Department of Human Resources, no sooner than 45 days after
29 nominations have been requested from the adult care home
30 administrators, but no later than October 1, 1983. In making
31 appointments, the Assistant Secretary for Aging shall follow the same
32 appointment process as that specified for the County Commissioners."

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