



**North Carolina Department of Health and Human Services
Division of Health Service Regulation
Office of the Director**

Pat McCrory
Governor

Aldona Z. Wos, M.D.
Ambassador (Ret.)
Secretary DHHS

Drexdal Pratt
Division Director

MEMORANDUM

DATE: March 2, 2015
TO: Interested Parties
FROM: Nadine Pfeiffer, Rule-making Coordinator *NP*
RE: Proposed Amendment and Adoption of Acute and Home Care Licensure and Certification Rules
 10A NCAC 13B and 10A NCAC 13C

GS 150B-21.2 requires a rule-making body to notify certain individuals of its intent to amend a permanent rule and adopt new rules. It also requires notification of the date, time and location of the public hearing on the rule and any fiscal note that has been prepared in connection with the proposed rule.

Session Law 2013-382, Article 1B, known as the “*Health Care Cost Reduction and Transparency Act of 2013*” requires the N.C. Medical Care Commission to adopt rules to implement the provisions of the Act. Temporary rules were promulgated by the agency in response to this Act that became effective 12/31/14. These proposed rules are part of the process of making these permanent rules replace the temporary rules in accordance with G.S. 150B-21.1(d)(5). Accordingly, the Commission has submitted form OAH 0300 to the Codifier of Rules, Office of Administrative Hearings, indicating its intent to proceed with the following rule-making actions:

10A NCAC 13B Licensing of Hospitals

10A NCAC 13B .2101	Definitions	(Adopt)
10A NCAC 13B .2102	Reporting Requirements	(Adopt)

10A NCAC 13C Licensing of Ambulatory Surgical Facilities

10A NCAC 13C .0103	Definitions	(Amend)
10A NCAC 13C .0206	Reporting Requirements	(Adopt)

In accordance with G.S. 150B-21.4, the Commission obtained approval of these rules from the Office of State Budget and Management on February 27, 2015.

The proposed rule text will be published in the March 16, 2015 edition of the N.C. Register which can be found at the Office of Administrative Hearings web site at <http://www.ncoah.com/rules/register>.



<http://www.ncdhhs.gov/dhst/>

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A public hearing is scheduled for May 6, 2015 at 10:00 a.m. in Room 104, Brown Building, 801 Biggs Drive, Raleigh, NC 27603. The building is located on the Dorothea Dix Hospital campus. The Commission is accepting public comments on these rules and fiscal note from March 16, 2015 until May 15, 2015. Comments will also be accepted in person at the public hearing. The proposed effective date of these rules is September 1, 2015.

A copy of the proposed rules, fiscal note, and instructions for submitting comment can be found at the Division of Health Service Regulation web site at www.ncdhhs.gov/dhsr/ruleactions.html. If you have questions related to the proposed rule and fiscal note please contact the Acute and Home Care Licensure and Certification Section at (919) 855-4620.

Should you have any questions regarding this memorandum please feel free to contact me at 919-855-3811.

cc: Dr. John Fagg, MD, Chair, N.C. Medical Care Commission
Drexdal Pratt, Director, Division of Health Service Regulation
Emery Milliken, General Counsel, N.C. Department of Health & Human Services
Azzie Conley, Acute and Home Care Licensure and Certification Section