



DEPARTMENT OF HEALTH AND HUMAN SERVICES
DIVISION OF HEALTH SERVICE REGULATION

ROY COOPER
GOVERNOR

MANDY COHEN, MD, MPH
SECRETARY

MARK PAYNE
DIRECTOR

MEMORANDUM

DATE: September 1, 2017
TO: Interested Parties
FROM: Nadine Pfeiffer, Rule Review Manager *NP*
RE: Proposed Amendment of Licensing of Nursing Homes Rule – 10A NCAC 13D

GS 150B-21.2 requires a rule-making body to notify certain individuals of its intent to adopt a permanent rule. 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. This rule is being amended to clarify and eliminate ambiguous requirements for the administrator in a Nursing Home.

The North Carolina Medical Care 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 13D .2201 Administrator (Amend)

In accordance with G.S. 150B-21.4, approval of the fiscal note was received for this rule from the Office of State Budget and Management on April 21, 2017.

The proposed rule text is attached to this memo and was published in today's September 1, 2017 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>.

A public hearing is scheduled for October 18, 2017 at 1:00 p.m. in Room 134, Lineberger Building, 1205 Umstead Drive, Raleigh, NC 27603. The building is located in the Dorothea Dix Park. The Commission is accepting public comments on this rule and fiscal note from September 1, 2017 – October 31, 2017. Comments will also be accepted in person at the public hearing. The proposed effective date of this rule is January 1, 2018.

OFFICE OF THE DIRECTOR

WWW.NCDHHS.GOV

TEL 919-855-3750 • FAX 919-733-2757

LOCATION: 809 RUGGLES DRIVE • EDGERTON BUILDING • RALEIGH, NC 27603

MAILING ADDRESS: 2701 MAIL SERVICE CENTER • RALEIGH, NC 27699-2701

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER



A copy of the proposed rule, 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.

Should you have questions related to this memorandum or the proposed rule and fiscal note, please feel free to contact the Nursing Home Licensure and Certification Section at (919) 855-4520.

Enclosures

cc: Dr. John Fagg, MD, Chair, N.C. Medical Care Commission
Mark Payne, Director, Health Service Regulation
Emery Milliken, Deputy Director, DHSR
Becky Wertz, Chief, Nursing Home Licensure & Certification Section
Beverly Speroff, Assistant Chief, Nursing Home Licensure & Certification Section