

1 10A NCAC 13D .2104 is proposed for amendment as follows:

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3 **10A NCAC 13D .2104 REQUIREMENTS FOR LICENSURE RENEWAL OR CHANGES**

4 (a) The Department shall renew the facility's license at the end of each calendar year, if the following occur:

5 (1) the licensee utilizes the online licensure website, <https://dhsreenterprise.nc.gov/#/>, to complete the
6 license renewal required fields and utilization data ~~The licensee maintains and submits to the~~
7 ~~Department, at least 30 days prior to the licensure expiration date, statistical data for the State's~~
8 ~~medical facilities plan and review for certificate of need determination. The Department shall~~
9 ~~provide forms annually to the facility for this purpose.~~

10 (2) ~~The~~ the facility is in conformance with G.S. 131E-102(c).

11 (3) ~~The~~ the combination facility ~~shall specify on the annual license renewal application with specifics~~
12 in its license renewal which rules for the adult care home beds it plans to comply for the upcoming
13 calendar year. The rule selection shall be effective for the duration of the renewed licensed year.
14 The facility may choose one of the following:

15 (A) nursing home licensure rules under this Subchapter;

16 (B) adult care home licensure rules under 10A NCAC 13F; or

17 (C) a combination of nursing home and adult care home licensure rules. The facility shall
18 identify in writing the specific rule governing compliance with the adult care home rules
19 and shall identify in writing the specific requirements governing compliance with the
20 nursing home rules.

21 (4) a special care unit disclosure for residents with Alzheimer's disease or other dementias is submitted,
22 when applicable; and

23 (5) an online licensure fee is paid.

24 (b) The facility shall notify the Nursing Home Licensure and Certification Section of the Division of Health Service
25 Regulation in writing and make changes in the licensure application at least 30 days prior to the occurrence of the
26 following:

27 (1) a change in the name or names under which the facility is presented to the public;

28 (2) a change in the legal identity (licensee) which has ownership responsibility and liability (such
29 information shall be submitted by the proposed new owner);

30 (3) a change in the licensed bed capacity; or

31 (4) a change in the location of the facility.

32 The Department shall issue a new license following notification and verification of data submitted.

33 (c) The facility shall notify the Nursing Home Licensure and Certification Section of the Division of Health Service
34 Regulation within one working day following the occurrence of:

35 (1) change in administration;

36 (2) change in the director of nursing;

37 (3) change in facility mailing address or telephone number;

1 ~~(4) — changes in magnitude or scope of services; or~~

2 ~~(5) — emergencies or situations requiring relocation of patients to a temporary location away from the~~
3 ~~facility.~~

4 (d) The facility shall notify the Nursing Home Licensure and Certification Section of the Division of Health
5 Service Regulation of emergencies or situations requiring relocation of patients to a temporary location away from
6 the facility before patients are moved, unless doing so is not reasonably possible. If not possible, the facility shall
7 notify the Section as soon as possible under the circumstances.

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9 *History Note: Authority G.S. 131E-104; 131E-102; 131E-114;*

10 *Eff. January 1, 1996;*

11 *Amended Eff. September 1, 2006;*

12 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. March 22,*
13 *2015-2015;*

14 *Amended Eff. August 1, 2026.*