

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1999

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SENATE BILL 622

Short Title: Nursing Home Admin. Bd./Fees.

(Public)

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Sponsors: Senator Kerr.

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Referred to: Finance.

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March 30, 1999

A BILL TO BE ENTITLED

AN ACT TO IMPOSE ADDITIONAL FEES AND COSTS AND TO INCREASE  
EXISTING FEES COLLECTED UNDER THE NURSING HOME  
ADMINISTRATORS BOARD ACT.

The General Assembly of North Carolina enacts:

Section 1. G.S. 90-280 reads as rewritten:

**"§ 90-280. Fees; display of license; duplicate license; inactive list.**

(a) Each applicant for an examination administered by the Board and each applicant for an administrator-in-training program shall pay a processing fee set by the Board not to exceed two hundred dollars ~~(\$200.00)~~ (\$200.00) plus the actual cost of the exam.

(b) Each person licensed as a nursing home administrator shall be required to pay a license fee in an amount set by the Board not to exceed five hundred dollars (\$500.00). A license shall expire on the thirtieth day of September of the second year following its issuance and shall be renewable biennially upon payment of a renewal fee set by the Board not to exceed five hundred dollars (\$500.00).

(c) Each person licensed as a nursing home administrator shall display his license certificate, along with the current certificate of renewal, in a conspicuous place in his place of employment.

1 (d) Any person licensed as a nursing home administrator may receive a duplicate  
2 license by payment of a fee set by the Board not to exceed twenty-five dollars (\$25.00).

3 (e) Any person licensed as a nursing home administrator who is not acting,  
4 serving, or holding himself out to be a nursing home administrator may have his name  
5 placed on an inactive list for such period of time not to exceed ~~five two~~ years upon  
6 payment of a fee set by the Board not to exceed ~~twenty five dollars (\$25.00)~~ two hundred  
7 dollars (\$200.00). Upon request and payment of an additional fee not to exceed two  
8 hundred dollars (\$200.00), the person's name may remain on an inactive list for one  
9 additional period of time not to exceed two years.

10 (f) Any person having a temporary license issued pursuant to G.S. 90-278(3) shall  
11 pay a fee in an amount set by the Board not to exceed ~~one two~~ hundred dollars ~~(\$100.00)~~  
12 (\$200.00). If the Board renews the temporary license, no further an additional fee not to  
13 exceed two hundred dollars (\$200.00) may shall be required.

14 (g) The Board may set fees not to exceed two hundred and fifty dollars (\$250.00)  
15 for conducting and administering initial training and continuing education courses, and  
16 may set a fee not to exceed one hundred dollars (\$100.00) for certifying a course  
17 submitted for review by another individual or agency wishing to offer such ~~courses~~.  
18 courses or may set an annual fee not to exceed two thousand dollars (\$2,000) for  
19 certifying a course provider in lieu of certifying each course offered by the provider."

20 Section 2. Chapter 90 of the General Statutes is amended by adding the  
21 following new section to read:

22 **"§ 90-285.2. Board recovery of administrative costs in certain contested cases.**

23 As provided in this section, the Board may determine and assess administrative costs  
24 payable by the respondent in a contested case to the extent the costs are attributable to  
25 any Board expenditures necessitated by investigation and pursuit of contested case  
26 proceedings in the enforcement of G.S. 90-285.1. Costs may be assessed if the Board,  
27 based upon substantial evidence, finds, either by consent or through a public hearing  
28 conducted pursuant to Chapter 150B of the General Statutes, that the respondent violated  
29 G.S. 90-285.1 and that the case was unduly complicated, unduly lengthy, or unduly  
30 contentious as a result of the respondent's failure to cooperate in good faith in the  
31 investigation or contested case proceeding. Costs assessed in accordance with this  
32 section may not exceed five thousand dollars (\$5,000)."

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