

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE JOINT RESOLUTION 1768

Sponsors: Representatives Harrison, Insko, Jeffus (Primary Sponsors); K. Alexander, Dockham, Faison, Gill, Hughes, Lucas, and Wray.

Referred to: Aging, if favorable, Rules, Calendar, and Operations of the House.

May 18, 2010

1 A JOINT RESOLUTION AUTHORIZING THE LEGISLATIVE RESEARCH
2 COMMISSION TO STUDY WHETHER LONG-TERM CARE FACILITIES SHOULD
3 BE REQUIRED TO CARRY LIABILITY INSURANCE.

4 Be it resolved by the House of Representatives, the Senate concurring:

5 **SECTION 1.(a)** The Legislative Research Commission may study whether
6 long-term care facilities should be required to carry liability insurance. In conducting the study,
7 the Commission should consider:

8 (1) Whether the laws of this State adequately protect the ability of residents of
9 long-term care facilities who are harmed by a wrongful act of the facility
10 from receiving just compensation because of bankruptcy or other actions by
11 the facility's owners to unjustly shield personal or business assets.

12 (2) Whether as a condition of licensure, long-term care facilities should carry
13 liability insurance.

14 (3) Whether other states require long-term care facilities to carry liability
15 insurance as a requirement for licensure.

16 **SECTION 1.(b)** The Legislative Research Commission may make an interim
17 report to the 2011 General Assembly, and shall make its final report to the 2011 General
18 Assembly, Regular Session 2012.

19 **SECTION 2.** The Legislative Services Officer shall allocate funds appropriated to
20 the General Assembly for the expenditures of the Legislative Services Commission in
21 conducting this study.

22 **SECTION 3.** This resolution is effective upon ratification.

