

- 1 (3) Establishing minimum training and education qualifications for
2 supervisors in adult care homes and specifying the safety
3 responsibilities of supervisors.
- 4 (4) Specifying the qualifications of staff who shall be on duty in adult care
5 homes during various portions of the day in order to assure safe and
6 quality care for the residents. The rules shall take into account varied
7 resident needs and population mixes.
- 8 (5) Implementing the due process and appeal rights for discharge and
9 transfer of residents in adult care homes afforded by G.S. 131D-21.
10 The rules shall offer at least the same protections to residents as State
11 and federal rules and regulations governing the transfer or discharge of
12 residents from nursing homes.
- 13 (6) Establishing procedures for determining the compliance history of
14 adult care homes' principals and affiliates. The rules shall include
15 criteria for refusing to license facilities which have a history of, or
16 have principals or affiliates with a history of, noncompliance with
17 State law, or disregard for the health, safety, and welfare of residents.
- 18 (7) For the licensure of special care units in accordance with
19 G.S. 131D-4.6, and for disclosures required to be made under
20 G.S. 131D-8.
- 21 (8) For time limited provisional licenses and for granting extensions for
22 provisional licenses.
- 23 (9) For the issuance to adult care homes of star-rated certificates, which
24 shall contain a rating of one to five stars. The rating shall be based on
25 the following:
- 26 a. Inspections and complaint investigations conducted by the
27 Department to determine compliance with licensing statutes and
28 rules.
- 29 b. Any Type A or Type B penalties, or other administrative
30 actions, imposed on the facility by the Department.
- 31 c. Participation in any quality improvement programs approved by
32 the Department.
- 33 d. The facility's attainment of the North Carolina New
34 Organizational Vision Award special licensure designation
35 authorized in Part 6 of Article 5 of Chapter 131E of the General
36 Statutes."

37 **SECTION 2.** There is appropriated from the General Fund to the
38 Department of Health and Human Services, Division of Facility Services, the sum of
39 one hundred fifty-three thousand dollars (\$153,000) for the 2007-2008 fiscal year, and
40 the sum of one hundred eight thousand dollars (\$108,000) for the 2008-2009 fiscal year.
41 These funds shall be used to implement the Star Rating Program in accordance with
42 Section 1 of this act, including two new positions and enhancement and maintenance of
43 a database for the Program.

1 **SECTION 3.** Section 1 of this act is effective when it becomes law and
2 requires the issuance of certificates beginning January 1, 2009. Section 2 of this act
3 becomes effective July 1, 2007. The remainder of this act is effective when it becomes
4 law.