

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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HOUSE BILL 76
Committee Substitute Favorable 3/20/89

Short Title: Clinicians/Nursing Home Penalty Comm.

(Public)

Sponsors:

Referred to:

January 24, 1989

A BILL TO BE ENTITLED

AN ACT TO ESTABLISH SPECIFIED POSITIONS ON THE NURSING HOME/REST HOME PENALTY REVIEW COMMITTEE.

The General Assembly of North Carolina enacts:

Section 1. G.S. 131D-34(h) reads as rewritten:

"(h) The Secretary shall establish a penalty review committee within the Department. Department, which shall review administrative penalties assessed pursuant to this section and pursuant to G.S. 131E-129. The Secretary shall ensure that the Nursing Home/Rest Home Penalty Review Committee established by this subsection is comprised of nine members. At least one member shall be appointed from each of the following categories:

- (1) A licensed pharmacist;
- (2) A registered nurse experienced in long-term care;
- (3) A representative of a nursing home;
- (4) A representative of a domiciliary home; and
- (5) A public member.

Neither the pharmacist, nurse, nor public member appointed under this subsection nor any member of their immediate families shall be employed by or own any interest in a nursing home or domiciliary home.

Each member of the Committee shall serve a term of two years. The initial terms of the members shall commence on the 30th day following ratification of this act. The Secretary shall fill all vacancies. Unexcused absences from three consecutive meetings constitute resignation from the Committee."

1 Sec. 2. G.S. 131E-129 is amended by adding a new subsection to read as
2 follows:

3 "(g) The penalty review committee established pursuant to G.S. 131D-34(h) shall
4 review administrative penalties assessed pursuant to this section."

5 Sec. 3. This act is effective upon ratification.