

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007

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HOUSE BILL 1685

Short Title: Adult Care Home Relocation.

(Public)

Sponsors: Representatives Lewis; and Faison.

Referred to: Aging, if favorable, Commerce, Small Business and Entrepreneurship.

April 19, 2007

A BILL TO BE ENTITLED

AN ACT TO AMEND THE CERTIFICATE OF NEED REQUIREMENTS TO
ALLOW AN ADULT CARE HOME TO RELOCATE WITHIN THE SAME
COUNTY WITHOUT HAVING TO OBTAIN A CERTIFICATE OF NEED.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 131E-176(5) and G.S. 131E-176(16)q. read as rewritten:

"§ 131E-176. Definitions.

As used in this Article, unless the context clearly requires otherwise, the following terms have the meanings specified:

...

(5) "Change in bed capacity" means (i) any relocation of health service facility beds, or dialysis stations from one licensed facility or campus to another, except that it is not a change in bed capacity if the holder of a certificate of need for an adult care home relocates adult care home beds within the same county and the relocation does not increase the number of adult care home beds, or (ii) any redistribution of health service facility bed capacity among the categories of health service facility bed as defined in G.S. 131E-176(9c), or (iii) any increase in the number of health service facility beds, or dialysis stations in kidney disease treatment centers, including freestanding dialysis units.

...

(16) "New institutional health services" means any of the following:

...

q. The relocation of a health service facility from one service area to ~~another~~ another, except it is not a new institutional service when the holder of a certificate of need for an adult care home relocates the adult care home to another service area, the relocation is within the same county, and the relocation does not increase the number of adult care home beds."

1 **SECTION 2.** This act is effective when it becomes law and applies to the
2 relocation of adult care homes and adult care home beds within the same county on and
3 after that date.