

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015**

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**HOUSE BILL 747
Committee Substitute Favorable 4/27/15**

Short Title: Electronic Supervision Waiver.

(Public)

Sponsors:

Referred to:

April 15, 2015

A BILL TO BE ENTITLED

1 AN ACT TO REMOVE THE SUNSET FOR THE PILOT PROGRAM TO STUDY THE USE
2 OF ELECTRONIC SUPERVISION DEVICES IN CERTAIN FACILITIES.
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** Notwithstanding any other provision of law, the pilot program
6 established by the Department of Health and Human Services, Division of Health Service
7 Regulation, to study the use of electronic supervision devices as an alternative means of
8 supervision during sleep hours at facilities for children and adolescents who have a primary
9 diagnosis of mental illness and/or emotional disturbance shall remain in effect and shall extend
10 to facilities that are authorized to provide services in accordance with Section .1700 of the
11 North Carolina Administrative Code, Residential Treatment Staff Secure for Children or
12 Adolescents, currently owned or operated with the facility currently authorized to waive the
13 requirement set forth in 10A NCAC 27G .1704(c) or any related or subsequent rule or
14 regulation by the Commission for Mental Health, Developmental Disabilities, and Substance
15 Abuse Services setting minimum overnight staffing requirements. The waiver for these
16 facilities shall remain in effect; however, the Division reserves the right to rescind the waiver
17 if, at the time of the facility's license renewal, there are outstanding deficiencies that have
18 remained uncorrected upon follow-up survey that are related to electronic supervision.

19 **SECTION 2.** This act is effective when it becomes law.

