

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 1685**  
**Committee Substitute Favorable 5/17/07**  
**Senate Commerce, Small Business and Entrepreneurship Committee Substitute**  
**Adopted 7/28/07**

Short Title: Adlt Care Home or Nursing Home/Expedited CON. (Public)

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Sponsors:

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Referred to:

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April 19, 2007

A BILL TO BE ENTITLED

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2 AN ACT TO AMEND THE CERTIFICATE OF NEED REQUIREMENTS TO  
3 ALLOW FOR AN EXPEDITED REVIEW PROCESS FOR AN ADULT CARE  
4 HOME OR A NURSING HOME TO RELOCATE WITHIN THE SAME  
5 COUNTY.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** The Department of Health and Human Services, Division of  
8 Facility Services, shall develop an expedited certificate of need review process for a  
9 current holder of a certificate of need for an adult care home or a nursing home to  
10 relocate from one licensed facility or campus to another. This expedited certificate of  
11 need review process shall be available only to a facility that meets the following criteria:

- 12 (1) The facility currently holds a certificate of need for an adult care home  
13 or nursing home.  
14 (2) The facility proposes to move from one licensed facility or campus to  
15 another licensed facility or campus.  
16 (3) Both the current and the proposed facilities or campuses are located  
17 within the same county.  
18 (4) The relocation of the adult care home or nursing home would not  
19 result in an increase in the total number of adult care home beds or  
20 nursing home beds for that facility or campus.

21 **SECTION 2.** The Department of Health and Human Services, Division of  
22 Health Service Regulation, shall implement the expedited certificate of need review  
23 process no later than October 1, 2007. The Department shall determine the minimum  
24 review criteria needed to determine the need for a relocation of a facility under the  
25 circumstances required under Section 1 of this act and report to the General Assembly  
26 on or before May 1, 2008.

1           **SECTION 3.** This act is effective when it becomes law and applies to  
2 certificate of need applications for the relocation of adult care homes and adult care  
3 home beds or nursing homes and nursing home beds within the same county filed on or  
4 after the date of implementation of the expedited review process by the Department of  
5 Health and Human Services, Division of Health Service Regulation.