

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

**SESSION LAW 2007-473
HOUSE BILL 1685**

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

The General Assembly of North Carolina enacts:

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

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

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

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

In the General Assembly read three times and ratified this the 1st day of August, 2007.

s/ Beverly E. Perdue
President of the Senate

s/ Joe Hackney
Speaker of the House of Representatives

s/ Michael F. Easley
Governor

Approved 3:38 a.m. this 29th day of August, 2007