

1 10A NCAC 13F .0102 is proposed for adoption as follows:

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3 **10A NCAC 13F .0102 LIST OF DEFINITIONS**

4 As used in this Subchapter, the following definitions shall apply:

- 5 (1) “Abuse” means the term as defined in G.S. 131D-2.1.
- 6 (2) “Activities of daily living” or “ADL’s” means eating, dressing, bathing, toileting, bowel and bladder
7 control, transfers, ambulation, and communication.
- 8 (3) “Acute care needs” means symptoms or a condition that develops quickly and is not a part of the
9 resident’s baseline health or mental health status or is a change or worsening in the symptoms of a
10 resident’s chronic condition, which may have a slower onset and worsen over time.
- 11 (4) “Administrator” means the term as defined in G.S. 90-288.13 and G.S. 131D-2.1.
- 12 (5) “Adult care home” means the term as defined in G.S. 131D-2.1.
- 13 (6) “Alternative examination” means a test developed and administered by the Department to meet the
14 educational requirements of an activity director, administrator-in-charge, manager, or personal care
15 aide supervisor for those applicants who do not possess a high school diploma or General Education
16 Diploma (G.E.D.) prior to September 1, 2024.
- 17 (7) “Aide duty” means time spent by qualified staff providing assistance with activities of daily living,
18 medication administration, or supervision of residents as determined by the resident’s assessment,
19 care plan, physician’s orders, and current symptoms.
- 20 (8) “Department” means the North Carolina Department of Health and Human Services.
- 21 (9) “Discharge” means a resident’s termination of their residency at the adult care home, resulting in
22 the resident’s move to another location.
- 23 (10) “Exploitation” means the term as defined in G.S. 131D-2.1.
- 24 (11) “Facility” means a licensed adult care home.
- 25 (12) “First shift” means the hours of work between 7:01 a.m. and 3:00 p.m.
- 26 (13) “Food service duties” means tasks that may be performed by staff related to serving meals to
27 residents, including assisting with food preparation, arranging, and setting the dining tables, serving
28 food and beverages, and cleaning the dining room after meal service is complete.
- 29 (14) “Housekeeping duties” means tasks that may be performed by staff such as cleaning and sanitizing
30 facility common areas and resident rooms, sweeping, vacuuming, dusting, mopping, collecting, and
31 disposing of trash.
- 32 (15) “Legal representative” means a person authorized by state or federal law (including but not limited
33 to power of attorney, legal guardian, or representative payee) to act on behalf of the resident to
34 support the resident in decision-making; access medical, social, or other personal information of the
35 resident; and manage financial matters or receive notifications.
- 36 (16) “Long-term care” means a continuum of care and services available in an individual's community
37 that provides the care and supports required during a persistent or chronic state of health, throughout

1 which time a person is unable to independently perform some or all activities of daily living or
2 requires supervision due to physical or cognitive impairment.

3 (17) “Manager” means an individual responsible for the day-to-day operation of an adult care home in
4 the absence of the administrator and under the direction and supervision of the administrator as
5 described in Rule .0402 of this Subchapter.

6 (18) “Medication aide” means an individual who administers medications to residents and meets all
7 requirements as set forth in Rule .0403 of this Subchapter.

8 (19) “Neglect” means the term as defined in G.S. 131D-2.1.

9 (20) “On-call” means able to be contacted by two-way telecommunication.

10 (21) “On-duty” in reference to an administrator means the administrator is on-site and directly
11 responsible for the day-to-day operations of a facility. “On-duty” in reference to a manager means
12 a manager designated by the administrator as required in Rule .0402 of this Subchapter and who is
13 on-site and directly responsible for the day-to-day operations of a facility under the direction and
14 supervision of the administrator.

15 (22) “Personal care aide” means a staff member who performs personal care services as defined by G.S.
16 131D-2.1.

17 (23) “Physical restraint” means any physical or mechanical device attached to or adjacent to the
18 resident’s body that the resident cannot remove easily, and which restricts freedom of movement or
19 normal access to one’s body.

20 (24) “Physician extender” means a licensed physician assistant or a licensed nurse practitioner.

21 (25) “Resident” means the term as defined in G.S. 131D-2.1.

22 (26) “Responsible person” means a person chosen by the resident to act on their behalf to support the
23 resident in decision-making; access to medical, social, or other personal information of the resident;
24 manage financial matters; or receive notifications.

25 (27) “Second shift” means the hours of work between 3:01 p.m. and 11:00 p.m.

26 (28) “Staff” means any person who performs duties as an employee, paid or unpaid, on behalf of the
27 adult care home.

28 (29) “Supervision” means oversight, monitoring, and interventions implemented by the facility for the
29 purpose of mitigating the risk of an accident, incident, illness, or injury to a resident to ensure the
30 health, safety, and welfare of the resident and other residents.

31 (30) “Supervisor” means a personal care aide supervisor as defined in Rule .0609 of this Subchapter.

32 (31) “Third shift” means the hours of work between 11:01 p.m. and 7:00 a.m.

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34 *History Note: Authority G.S. 131D-2.16; 143B-153;*

35 *Eff. September 1, 2024.*