



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

JOSH STEIN • Governor

DEVPUTTA SANGVAI • Secretary

MARK PAYNE • Director, Division of Health Service Regulation

VIA EMAIL ONLY

July 31, 2025

Kimberly Rushing
krushing47@outlook.com

No Review

Record #: 4851
Date of Request: July 21, 2025
Facility Name: Family Care Home
Business Name: Family Care Home
Business #: 3375
Project Description: Develop a family care home serving six or fewer residents
County: Mecklenburg

Dear Kimberly Rushing:

The Healthcare Planning and Certificate of Need Section, Division of Health Service Regulation (Agency) received your correspondence regarding the project described above. Based on the representation in your request and the CON law **in effect on the date of this response to your request**, the project as described is not governed by, and therefore, does not currently require a certificate of need. If the CON law is subsequently amended such that the above referenced proposal would require a certificate of need, this determination does not authorize you to proceed to develop the above referenced proposal when the new law becomes effective.

This determination is binding only for the facts represented in your correspondence. If changes are made in the project or in the facts provided in the correspondence referenced above, a new determination as to whether a certificate of need is required would need to be made by this office. **As a reminder, it is unlawful to offer or develop a new institutional health service without first obtaining a certificate of need. The Department reserves the right to impose sanctions, including civil penalties and the revocation of a license, upon any entity that offers or develops a new institutional health service without first obtaining a certificate of need.**

Please do not hesitate to contact this office if you have any questions.

Sincerely,

Chalice L. Moore, Project Analyst

Micheala Mitchell, Chief

cc: Adult Care Licensure and Certification Section, DHSR

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION
HEALTHCARE PLANNING AND CERTIFICATE OF NEED SECTION

LOCATION: 809 Ruggles Drive, Edgerton Building, Raleigh, NC 27603
MAILING ADDRESS: 809 Ruggles Drive, 2704 Mail Service Center, Raleigh, NC 27699-2704
<https://info.ncdhhs.gov/dhsr/> • TEL: 919-855-3873

AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

Certificate of Need (CON) Exemption Request

Kimberly Rushing
9620 Bayview Parkway
Charlotte, NC 28216
Krushing47@outlook.com
704-249-9708

July 20, 2024

To:

Healthcare Planning and Certificate of Need Section
Division of Health Service Regulation
North Carolina Department of Health and Human Services
809 Ruggles Drive
Raleigh, NC 27603

RE: Request for Certificate of Need (CON) Exemption – Proposed 2–3 Bed Family Care Home

Dear Certificate of Need Review Section,

I am writing to request confirmation that a Certificate of Need is not required for the establishment of a licensed 2–3 bed Family Care Home to be located at:

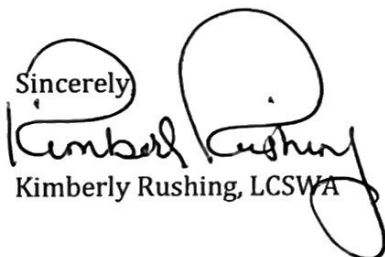
9620 Bayview Parkway, Charlotte, NC 28216

According to North Carolina General Statute § 131E-184, Family Care Homes serving six or fewer residents are exempt from Certificate of Need review requirements. As this home will be licensed to serve no more than 3 adult residents in a residential setting, I believe this project qualifies for the exemption.

Please confirm this exemption in writing so I may proceed with the North Carolina Division of Health Service Regulation (DHSR) licensure process.

Thank you for your time and support.

Sincerely,



Kimberly Rushing, LCSWA

From: [Mitchell, Micheala L](#)
To: [Stancil, Tiffany C](#)
Subject: FW: [External] Request for Certificate of Need (CON) Exemption – 2–3 Bed Family Care Home – Charlotte, NC
Date: Monday, July 21, 2025 5:17:34 PM
Attachments: [Certificate of Need.pdf](#)

Tiffany would you mind logging this no review and assigning to Chalice? Thanks.

Micheala Mitchell, JD
[NC Department of Health and Human Services](#)
[Division of Health Service Regulation](#)
Section Chief, Healthcare Planning and CON Section
809 Ruggles Drive, Edgerton Building
2704 Mail Service Center
Raleigh, NC 27699-2704
Office: 919 855 3879
Micheala.Mitchell@dhhs.nc.gov

From: Kim Rushing <krushing47@outlook.com>
Sent: Sunday, July 20, 2025 3:35 PM
To: Mitchell, Micheala L <Micheala.Mitchell@dhhs.nc.gov>
Subject: [External] Request for Certificate of Need (CON) Exemption – 2–3 Bed Family Care Home – Charlotte, NC

You don't often get email from krushing47@outlook.com. [Learn why this is important](#)

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Dear Ms. Mitchell,

My name is Kimberly Rushing, and I am writing to request confirmation that a Certificate of Need (CON) is not required for my proposed 2–3 bed Family Care Home at 9620 Bayview Parkway, Charlotte, NC 28216.

Per N.C. General Statute 131E-184, Family Care Homes serving six or fewer residents are exempt from CON review. Since my home will serve no more than three adult residents, this project should qualify for exemption.

Please find my formal letter attached. I appreciate your written confirmation so I may proceed with the DHSR licensure process.

Thank you for your assistance.

Sincerely,

Kimberly Rushing, LCSWA
Mobile: 704-231-5299

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