



NC DEPARTMENT OF  
**HEALTH AND  
HUMAN SERVICES**

**ROY COOPER** • Governor

**KODY H. KINSLEY** • Secretary

**MARK PAYNE** • Director, Division of Health Service Regulation

**MEMORANDUM**

**DATE:** June 15, 2022

**TO:** Interested Parties

**FROM:** Nadine Pfeiffer, Rule Review Manager *NP*

**RE:** Proposed Readoption of Licensing of Adult Care Homes of Seven or More Beds and  
Licensing of Family Care Homes Rules  
10A NCAC 13F and 10A NCAC 13G

GS 150B-21.2 requires a rule-making body to notify certain individuals of its intent to adopt a rule. It also requires notification of the date, time and location of the public hearing on the rule and any fiscal analysis that has been prepared in connection with the proposed rule. As a result of the periodic review of the rules in Subchapters 10A NCAC 13F and 10A NCAC 13G, 97 rules determined as “Necessary With Substantive Public Interest” are required to be readopted. At this time, one rule for the Licensing of Adult Care Homes of Seven or More Beds and one rule for the Licensing of Family Care Homes are proposed for readoption.

The North Carolina Medical Care Commission has submitted form OAH 0300 to the Codifier of Rules, Office of Administrative Hearings, indicating their intent to proceed with the following rule-making actions:

10A NCAC 13F Licensing of Adult Care Homes of Seven or More Beds  
10A NCAC 13F .0904 Nutrition and Food Service (Readopt)

10A NCAC 13G Licensing of Family Care Homes  
10A NCAC 13G .0904 Nutrition and Food Service (Readopt)

Approval of the fiscal analysis for these rules was obtained from the Office of State Budget and Management on April 19, 2022 in accordance with G.S. 150B-21.4.

The proposed rule text is attached to this memo. The rules were published in today’s June 15, 2022 edition of the N.C. Register which can be found at the Office of Administrative Hearings web site at <https://www.oah.nc.gov/documents/nc-register>.

**NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH SERVICE REGULATION**

**OFFICE OF THE DIRECTOR**

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AN EQUAL OPPORTUNITY / AFFIRMATIVE ACTION EMPLOYER

A public hearing is scheduled for July 19, 2022 at 10:00 a.m. in Room 104, Brown Building, 801 Biggs Drive, Raleigh, NC 27603. The building is in the Dorothea Dix Park. Ms. Nadine Pfeiffer, DHSR Rule-Review Manager, is accepting public comments on these rules and the fiscal analysis from June 15, 2022 through August 15, 2022, close of business. Comments will also be accepted in person at the public hearing. The proposed effective date of these rules is January 1, 2023.

A copy of the proposed rules, fiscal analysis, and instructions for submitting comment can be found at the Division of Health Service Regulation web site at <https://info.ncdhhs.gov/dhsr/ruleactions.html>.

Please feel free to contact the Adult Care Licensure Section at (919) 855-3765, should you have questions related to this memorandum or the proposed rule and fiscal note.

#### Enclosures

cc: John Meier, IV, MD, Chair, N.C. Medical Care Commission  
Mark Payne, Director, Health Service Regulation  
Emery Milliken, Deputy Director, DHSR  
Lisa Corbett, General Counsel, DHHS  
Megan Lamphere, Chief, Adult Care Licensure Section  
Shalisa Jones, Regulatory Analyst, Adult Care Licensure Section  
Libby Kinsey, Assistant Chief, Adult Care Licensure Section