

**CHAPTER 122C**

ARTICLE 2 - LICENSURE OF FACILITIES FOR INDIVIDUALS WITH MENTAL HEALTH DISORDERS, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE USE DISORDERS

N.C.G.S. § 122C-26.

Powers of the Commission.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	S.L. 2015-36, s. 1 — sixth act in the lineage	21 September 2026, 02:14 UTC	df002f72062208445367bbc5 - 33229a99e81fac5342861a90 - 44082cc8fdad88cf

In addition to other powers and duties, the Commission shall exercise the following powers and duties:

Adopt, amend, and repeal rules consistent with the laws of this State and the laws and regulations of the federal government to implement the provisions and purposes of this Article;

Issue declaratory rulings needed to implement the provisions and purposes of this Article;

Adopt rules governing appeals of decisions to approve or deny licensure under this Article;

Adopt rules for the waiver of rules adopted under this Article; and

Adopt rules applicable to facilities licensed under this Article that do the following:

- a. Establishing personnel requirements of staff employed in facilities.
- b. Establishing qualifications of facility administrators or directors.
- c. Establishing requirements for death reporting including confidentiality provisions related to death reporting.
- d. Establishing requirements for patient advocates.
- e. Requiring facility personnel who refer clients to provider agencies to disclose any pecuniary interest the referring person has in the provider agency, or other interest that may give rise to the appearance of impropriety.
- f. Establishing standardized procedures for facilities in training and record keeping of the measures taken to inform employees and volunteers of the duties imposed by G.S. 122C-66.

Adopt rules providing for the licensure and accreditation of residential treatment facilities that provide services to persons with traumatic brain injury.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS I
6 ACTS

Amendment lineage

The State prints this history as a single parenthetical at the foot of the section. It is reproduced verbatim in the colophon and unpacked below in order of enactment.

	1983		1999		2015
	TICK HEIGHT = ACTS IN THAT YEAR DASHED = RECODIFICATION, NOT AMENDMENT				
Nº	YEAR	ACT	CHARACTER		
01	1983	c. 718, s. 1	ENACTED		
02	1985	c. 589, s. 2	AMENDED		
03	2000	S.L. 2000-55, s. 5	AMENDED		
04	2005	S.L. 2005-276, s. 10.33	AMENDED		
05	2009	S.L. 2009-361, s. 1	AMENDED		
06	2015	S.L. 2015-36, s. 1	AMENDED		

APPARATUS II
1 AUTHORITY

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 122C-66		"volunteers of the duties imposed by"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 122C-26 (2015).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

COLOPHON

Provenance

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The text of the section is unaltered. Subsection designators have been moved from the run of text into the margin. The amendment history and the table of authorities are derived from the section by mechanical extraction — they add no characterization of the law.

This is not the official text. The official text is published by the General Assembly of North Carolina.

HISTORY PARENTHETICAL, AS PRINTED BY THE STATE

(1983, c. 718, s. 1; 1985, c. 589, s. 2; 2000-55, s. 5; 2005-276, s. 10.33; 2009-361, s. 1; 2015-36, s. 1.)

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