



CHAPTER 122C

ARTICLE 3 - CLIENTS' RIGHTS AND ADVANCE INSTRUCTION

N.C.G.S. § 122C-66.

Protection from abuse and exploitation; reporting.

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. 2 — fifth act in the lineage	21 September 2026, 04:20 UTC	ff8d2dc10c4d3858693d79e2 - a9ba2ea8bbad5b3ac22e0c84 - c78059347cf4aeed

§ 122C-66(a)CLASS A1
MISDEMEANOR

An employee of or a volunteer at a facility who, other than as a part of generally accepted medical or therapeutic procedure, knowingly causes pain or injury to a client is guilty of a Class A1 misdemeanor. Any employee or volunteer who uses reasonable force to carry out the provisions of G.S. 122C-60 or to protect himself or others from a violent client does not violate this subsection.

§ 122C-66(a1)

An employee of or a volunteer at a facility who borrows or takes personal property from a client is guilty of a Class 1 misdemeanor. Any employee or volunteer who uses reasonable force to carry out the provisions of G.S. 122C-60 or to protect himself or others from a violent client does not violate this subsection.

§ 122C-66(b)

An employee of or a volunteer at a facility who witnesses or has knowledge of a violation of subsection (a), subsection (a1), or of an accidental injury to a client shall report the violation or accidental injury to authorized personnel designated by the facility. No employee making a report may be threatened or harassed by any other employee or volunteer on account of the report. Violation of this subsection is a Class 1 misdemeanor.

§ 122C-66(b1)CLASS A1
MISDEMEANOR

The employee of or a volunteer at a facility who witnesses a client become a victim of a violation of Article 7A or Article 26 of Chapter 14 of the General Statutes shall report the allegations within 24 hours after witnessing the violation to one of the following:

- (i) the department of social services in the county where the facility serves the client;
- (ii) the district attorney in the district where the facility serves the client; or
- (iii) the

appropriate local law enforcement agency in the city or county where the facility serves the client. A violation of this section is a Class A1 misdemeanor. No employee making a report may be threatened or harassed by any other employee or volunteer on account of the report.

§ 122C-66(c)

The identity of an individual who makes a report under this section or who cooperates in an ensuing investigation may not be disclosed without the reporting individual's consent, except to persons authorized by the facility or by State or federal law to investigate or prosecute these incidents, or in a grievance or personnel hearing or civil or criminal action in which the reporting individual is testifying, or when disclosure is legally compelled or authorized by judicial discovery. This subsection shall not be interpreted to require the disclosure of the identity of an individual where it is otherwise prohibited by law.

§ 122C-66(d)**PRIMA FACIE
EVIDENCE**

An employee who makes a report in good faith under this section is immune from any civil liability that might otherwise occur for the report. In any case involving liability, making of a report under this section is prima facie evidence that the maker acted in good faith.

§ 122C-66(e)

The duty imposed by this section is in addition to any duty imposed by G.S. 7B-301 or G.S. 108A-102.

§ 122C-66(f)

Except for reports made pursuant to subsection (b1) of this section, the facility shall investigate or provide for the investigation of all reports made under the provisions of this section.

§ 122C-66(g)

The county department of social services and the district attorney to whom a report is made under subsection (b1) of this section shall investigate or provide for the investigation of each such report.

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

**APPARATUS I
5 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.

	1985		2000		2015
	TICK HEIGHT = ACTS IN THAT YEAR		DASHED = RECODIFICATION, NOT AMENDMENT		
Nº	YEAR	ACT		CHARACTER	
01	1985	c. 589, s. 2		ENACTED	
02	1993	c. 539, ss. 922, 923		AMENDED	
03	1994	Ex. Sess., c. 24, s. 14(c)		AMENDED	
04	1998	S.L. 1998-202, s. 13(ee)		AMENDED	
05	2015	S.L. 2015-36, s. 2		AMENDED	

APPARATUS II
3 AUTHORITIES

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-60	(a)	"to carry out the provisions of"
G.S. 7B-301	(e)	"addition to any duty imposed by"
G.S. 108A-102	(e)	"duty imposed by G.S. 7B-301 or"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 122C-66 (2015).

PINPOINT

N.C. Gen. Stat. § 122C-66(a) (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

This document reproduces the text of one section of the General Statutes of North Carolina from a source file whose SHA-256 digest is printed on every page. The digest fixes the bytes this export was made from; if the State's file changes, the digest will not match.

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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

(1985, c. 589, s. 2; 1993, c. 539, ss. 922, 923; 1994, Ex. Sess., c. 24, s. 14(c); 1998-202, s. 13(ee); 2015-36, s. 2.)

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