

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 410

Short Title: Require Generators/Nursing & Adult Care Homes. (Public)

Sponsors: Representatives Howard, Setzer, Carney, and Lucas (Primary Sponsors).
For a complete list of sponsors, refer to the North Carolina General Assembly web site.

Referred to: Aging, if favorable, Rules, Calendar, and Operations of the House

March 21, 2019

1 A BILL TO BE ENTITLED
2 AN ACT REQUIRING NURSING HOMES, COMBINATION HOMES, AND ADULT CARE
3 HOMES TO HAVE EMERGENCY ELECTRICAL SERVICE AVAILABLE FOR USE
4 DURING POWER OUTAGES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Article 1 of Chapter 131D of the General Statutes is amended by
7 adding a new section to read:

8 "**§ 131D-4.3A. Emergency electrical service required.**

9 Notwithstanding any other provision of law to the contrary, all nursing homes, combination
10 homes, and adult care homes, as those terms are defined in G.S. 131E-101, licensed and operating
11 in this State shall provide emergency electrical service for use in the event of failure of the normal
12 electrical service. Each facility subject to this section shall provide emergency electrical service
13 sufficient to provide heat, lighting, and other essential electrical services required by rules of the
14 Medical Care Commission."

15 **SECTION 2.** Part 1 of Article 6 of Chapter 131E of the General Statutes is amended
16 by adding the following new section to read:

17 "**§ 131E-114.3A. Emergency electrical service required.**

18 Notwithstanding any other provision of law to the contrary, all nursing homes, combination
19 homes, and adult care homes, as those terms are defined in G.S. 131E-101, licensed and operating
20 in this State shall provide emergency electrical service for use in the event of failure of the normal
21 electrical service. Each facility subject to this section shall provide emergency electrical service
22 sufficient to provide heat, lighting, and other essential electrical services required by rules of the
23 Medical Care Commission."

24 **SECTION 3.** G.S. 143B-165 is amended by adding a new subdivision to read:

25 "(14) The Commission shall adopt rules specifying the essential electrical services
26 nursing homes, combination homes, and adult care homes are required to
27 provide through the use of emergency electrical services pursuant to
28 G.S. 131D-4.3A and G.S. 131E-114.3A."

29 **SECTION 4.** Section 3 of this act becomes effective when this act becomes law. The
30 remainder of this act becomes effective on the date the rules adopted by the Medical Care
31 Commission, pursuant to G.S. 143B-165(14), as amended by this act, become effective. The
32 Medical Care Commission shall notify the Reviser of Statutes of the date the rules become
33 effective.



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