



2021-2022 General Assembly

HOUSE BILL 103: 2022 Appropriations Act, Sec. 9K.1: Expand the Rights of Appeal Pursuant to Inspections of Local Confinement Facilities

Committee:
Introduced by:
Analysis of: Sec. 9K.1 of S.L. 2022-74

Date: August 3, 2022
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OVERVIEW: Section 9K.1 of S.L. 2022-74 amends the statute (G.S. 153A-222) pertaining to inspections of local confinement facilities. The section requires that within 30 days of receiving the semiannual inspection report required by law, the governing body must (i) initiate action to bring the facility into conformity with minimum standards (G.S. 153A-221), or (ii) request a contested case hearing regarding any or all findings in the report. To comply with these changes, the Department of Health and Human Services is required to adopt temporary rules in accordance with the statute (G.S. 150B-21.1) and adopt permanent rules by October 1, 2023.

This section becomes effective October 1, 2022, and applies to actions taken by a governing body, sheriff, or other administrator of a local confinement facility related to inspection reports received on or after that date.

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