



HOUSE BILL 344: Mental Health Licensing Fair Practice Standards.

2023-2024 General Assembly

Committee:		Date:	November 17, 2023
Introduced by:		Prepared by:	Jason Moran-Bates Staff Attorney
Analysis of:	S.L. 2023-80		

OVERVIEW: *S.L. 2023-80 requires the Division of Health Service Regulation (DHSR), Department of Health and Human Services, to establish a quality dashboard making licensure, rule violation, and contested case information available on its website. It also must establish a workgroup to identify ongoing issues and provide training to providers based on the workgroup's findings.*

This act became effective October 1, 2023.

BILL ANALYSIS: S.L. 2023-80 directs DHSR, Department of Health and Human Services to establish a quality dashboard that addresses mental health, intellectual and developmental disabilities, and substance use services (MH/IDD/SUS) agency performance and identifies trends and outcomes of DHSR reviews.

As part of this dashboard, the following information must be published on a DHSR website on a monthly basis:

- The number of MH/IDD/SUS facility licenses granted by licensure type or licensure category, whichever must apply.
- Any identified trends regarding violations of review.
- The ten most frequently violated rules.
- The ten most frequently violated rules for each program type.
- Top core cited rule areas.
- The number of general citations issued requiring a corrective action plan.
- The number of Type B violations cited.
- The number of Type A2 violations cited.
- The number of Type A1 violations cited.
- The number of suspensions of admissions issued.
- The number of revocations issued.
- The number of summary suspensions issued.
- The number and amount of monetary penalties issued.

The following information must be published on a quarterly basis:

- A statement on how well it is complying with the reporting requirements of G.S. 122C-24.1.
- The number of informal appeals and number of contested cases filed.
- The number of contested cases dismissed, number of contested cases upholding agency action, number of contested cases that overturning agency action, and number of contested cases where agency action was upheld in part and overturned in part.

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DHSR is also required to establish a workgroup, in collaboration with providers, to address ongoing concerns identified by DHSR and providers, make available annual training to providers, and align its review processes to reflect technology in electronic health records and accept documentation presented through the electronic health record.

The Mental Health Commission must adopt the rules necessary to implement the provisions of this act.

EFFECTIVE DATE: This act became effective October 1, 2023.