

REQUEST FOR TECHNICAL CHANGE

AGENCY: Commission for Mental Health, Developmental Disabilities, and Substance Abuse Services

RULE CITATION: 10A NCAC 28C .0201

DEADLINE FOR RECEIPT: Friday, May 9, 2014

NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

Line 4, replace "which" with "that"

Lines 13 thru 14, are there standards for "at least limited periods of time"?

Line 14, are there standards that should be cross-referenced for how a treatment team makes determination of appropriateness?

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Abigail M. Hammond
Commission Counsel
Date submitted to agency: Friday, April 25, 2014

1 10A NCAC 28C .0201 is amended with changes as published in 28:08 NCR 733:

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3 **10A NCAC 28C .0201 STATE FACILITY ENVIRONMENT**

4 (a) The State Facility Director shall assure the provision of an esthetic and humane environment which
5 enhances the positive self-image of the client and preserves human dignity. This includes:

6 (1) providing warm and cheerful furnishings;

7 (2) providing flexible and humane schedules; and

8 (3) directing state facility employees to address clients in a respectful ~~manner; and manner.~~

9 ~~(4) providing adequate areas accessible to clients who wish to smoke tobacco and areas for~~
10 ~~non-smokers as requested.~~

11 (b) The State Facility Director shall also, to the extent possible, make every effort to:

12 (1) provide a quiet atmosphere for uninterrupted sleep during scheduled sleeping hours; and

13 (2) provide areas accessible to the client for personal privacy, for at least limited periods of
14 time, unless determined inappropriate by the treatment team.

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16 *History Note: Authority G.S. 122C-51; 131E67; ~~143B-147~~; 143B-147(a)(1);*

17 *Eff. October 1, 1984;*

18 *Amended Eff. June 1, 2014; April 1, 1990; July 1, 1989.*