

1 **10A NCAC 06R .0102 CORRECTIVE ACTION**

2 (a) Adult day care programs shall be inspected annually and monitored in accordance with the Division of Aging and  
3 Adult Services criteria for making announced and unannounced visits to assure compliance with the standards. Where  
4 a violation of G.S. 131D-6 or of this Subchapter is identified by staff of the county department of social services or  
5 the Division of Aging and Adult Services, or other authorized inspectors such as environmental health specialists,  
6 building and fire safety inspectors, the program director of the adult day care program shall be notified in writing of  
7 the nature of the violation by that inspector and requested to take corrective action by the county department of social  
8 services. The county department of social services shall determine, in consultation with the program director, the date  
9 by which corrective action shall be completed based upon the severity of the violation and the effect of the violation  
10 on the participants of the program.

11 (b) Where a violation presents an immediate danger to the participants' health or safety, the program director shall  
12 take immediate corrective action to correct the source of danger or to remove the participants from the source of  
13 danger. Such action shall be documented in writing within 72 hours.

14 (c) Where a violation has the potential to endanger the participants' health, safety, or welfare, the program director  
15 shall take corrective action. The date specified for the completion of the corrective action shall be no later than 30  
16 days of written notification.

17 (d) Where a violation does not directly endanger the participants, such as a violation of administrative or record  
18 keeping standards, the program director shall take corrective action. The date specified for the completion of the  
19 corrective action shall be within 90 days of written notification.

20 (e) If the violation continues beyond the established time for completion of corrective action, the program shall be  
21 considered to be in willful violation of the standards and negative action shall be taken in accordance with Rules .0802,  
22 .0804, and .0805 of this Subchapter.

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24 *History Note: Authority G.S. 131D-6; 143B-153;*  
25 *Eff. January 1, 1986;*  
26 *Amended Eff. July 1, 2007; June 1, 2000; July 1, ~~1990~~-1990;*  
27 *Readopted Eff. July 1, 2019.*  
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