

**10A NCAC 22H .0203 INITIATING A HEARING**

- (a) In order to initiate an appeal of a facility's intent to transfer or discharge, a resident, family member, or legal representative shall submit a written request for a hearing to the Hearing Unit. The request for hearing shall be received by the Hearing Unit within 11 calendar days from the date of the facility's notice of transfer or discharge. If the eleventh day falls on a Saturday, Sunday, or legal holiday, then the period during which an appeal may be requested shall run until the end of the next business day which is not a Saturday, Sunday, or legal holiday.
- (b) The request for hearing shall be submitted to the Hearing Unit by mail, facsimile, or hand delivery.

*History Note: Authority G.S. 108A-25(b); 42 USCS 1396r(e)(3), (f)(3); 42 C.F.R. Part 483, Subpart E;  
Eff. April 1, 1994;  
Readopted Eff. July 1, 2018.*