

1979 WL 43618 (S.C.A.G.)  
Office of the Attorney General  
State of South Carolina  
September 25, 1979

**\*1 Re: Opinion on Rule 93-11**

Mrs. Bonnie L. Carroll  
Administrative Assistant  
State Board of Examiners for Nursing Home Administrators  
P.O. Box 11477  
Columbia, South Carolina 29211

Dear Mrs. Carroll:

You have asked this Office for guidance with reference to the application of R93-11, Rules and Regulations of the Nursing Home Administrators Examiners Board. This rule details the requirements for an approved nursing home administrator in training internship.

[Section 40-35-90\(a\)](#) CODE OF LAWS FOR SOUTH CAROLINA, 1976, as amended, mandates that the Board '[d]evelop, impose and enforce standards' to ensure that applicants for licensure as a nursing home administrator are qualified by means of 'training or experience'. In response to this mandate, the Board has promulgated several rules explicit in their prelicensure requirements.

R93-6 of the rules and regulations prescribes several requisites to examination and licensure. Subsection (c) thereof, requires the applicant to 'establish suitability and fitness to qualify for a license as a nursing home administrator'. To comply with this requirement, among other things, the applicant must demonstrate:

(4) Ability to assume responsibility for the administration of a nursing home as evidenced by prior accredited activities and evaluation of prior services, and evidence secured by the Board; and

(5) Ability to relate the physical psychological, spiritual, emotional, and social needs of ill and/or aged individuals to the administration of a nursing home, including executives of the nursing home; and, to create the compassionate climate necessary to meet the needs of the patients therein.

Subsection (d) of R93-6 informs applicants of the necessary proof that is required of subsection (c)(4) and (5). Among these specific guidelines are that '[t]he Board shall obtain satisfactory letters of performance regarding new applicants to the field from prior employers and/or evaluation of performance of the individual as an 'administrator-in-training'.'

Thus, the rules indicate that the successful completion of a nursing home administrator-in-training internship approved pursuant to R93-11, is an optional method of demonstrating adequate fitness and suitability as required by R93-6(c) (4) and (5) and [§ 40-35-90](#). To be approved, a nursing home administrator-in-training internship program must meet the requirements particularized at R93-11. The requirements set forth therein for the approval of the program and the internship appear to remain in full force and effect with the exception of the requirements of R93-11(c), which expired effective January 1, 1975.

Please feel free to call upon this Office if further assistance is needed. I remain  
Very truly yours,

Edwin E. Evans  
Assistant Attorney General

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