

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE BILL 994

Short Title: Public Housing/Adult Care Home Demo Project. (Public)

Sponsors: Representatives Farmer-Butterfield and Tolson (Primary Sponsors).

Referred to: Aging, if favorable, Judiciary I.

April 2, 2009

A BILL TO BE ENTITLED

1 AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO
2 DEVELOP A PUBLIC HOUSING ADULT CARE HOME DEMONSTRATION
3 PROJECT ALLOWING AN ADULT CARE HOME TO OPERATE IN ASSOCIATION
4 WITH A PUBLIC HOUSING AUTHORITY AND TO EXEMPT AN ADULT CARE
5 HOME OPERATING UNDER THE PROJECT FROM THE CERTIFICATE OF NEED
6 REQUIREMENT.
7

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.(a)** The Department of Health and Human Services (Department)
10 shall develop and implement the North Carolina Public Housing Adult Care Home
11 Demonstration Project (Project). The purpose of the Project is to provide an adult care home, as
12 defined in G.S. 131D-2, for aged and disabled adults requiring 24-hour supervision and
13 assistance with personal care needs and who are currently residing in, or eligible for, public
14 housing. An entity qualified by the Department to operate an adult care home under the Project
15 must be owned by, under contract with, or administered by a North Carolina Housing Authority
16 as defined in G.S. 157-3. Notwithstanding G.S. 157-9 or any other provision of law to the
17 contrary, a public housing authority may operate an adult care home in accordance with this
18 act.

19 **SECTION 1.(b)** The Department of Health and Human Services shall monitor and
20 evaluate the qualitative benefits and cost-effectiveness of the Project authorized under Section
21 1 of this act. The Department shall submit progress reports annually to the House of
22 Representatives Appropriations Subcommittee on Health and Human Services, and the Senate
23 Appropriations Committee on Health and Human Services upon their convening, and shall also
24 submit a copy of the report to the Fiscal Research Division of the Legislative Services Office.
25 The report shall indicate at a minimum the number of individuals served under the Project and
26 the resulting cost savings to the State.

27 **SECTION 1.(c)** Notwithstanding any other provision of law to the contrary, an
28 adult care home being developed under the Project authorized in Section 1 of this act is exempt
29 from the Certificate of Need requirements for adult care homes contained in Article 9 of
30 Chapter 131E of the General Statutes. All other requirements for licensure as an adult care
31 home apply to an entity operating under the Project authorized in Section 1 of this act.

32 **SECTION 2.** Section 1 of this act becomes effective July 1, 2009, and expires July
33 1, 2014. The remainder of the act is effective when it becomes law.

