



# ADOPTED

## NORTH CAROLINA GENERAL ASSEMBLY AMENDMENT Senate Bill 187

AMENDMENT NO. 4  
(to be filled in by  
Principal Clerk)

S187-AMG-95 [v.1]

Page 1 of 2

Comm. Sub. [YES]  
Amends Title [NO]  
Fifth Edition

Date 6/28, 2012

### Representative Dollar

1 moves to amend the bill on page 8, line 2, by rewriting the line to read:  
2 "Assistance Program and (ii) have been diagnosed with a ~~progressive, degenerative,~~  
3 irreversible"; and  
4

5 further moves to amend the bill on page 8, lines 8-42, by rewriting the lines to read:  
6 "SECTION 3.6. If House Bill 950, 2011 Regular Session of the General Assembly,  
7 becomes law, then Section 10.23A.(f) of that act reads as rewritten:

8 'SECTION 10.23A.(f) Of the amount appropriated to the Fund established in  
9 subsection (d) of this section, the sum of thirty-nine million seven hundred thousand dollars  
10 (\$39,700,000) is designated for implementation of the State's plan to provide temporary,  
11 short-term assistance only to adult care homes as they transition into the State's Transitions to  
12 Community Living Initiative. These funds shall be used only for this purpose. The General  
13 Assembly recognizes that while transformation of the system is being undertaken, adult care  
14 homes provide stable and safe housing and care to many of North Carolina's frail and elderly  
15 population, and it is necessary during this time of transition and transformation of the statewide  
16 system that the industry remain able to provide such care.

17 ~~Upon~~ Following completion of the independent assessment process specified in  
18 Section 10.9F of this act and upon certification by the Department of Health and Human  
19 Services, in consultation with a local adult care home resident discharge team, as defined in  
20 G.S. 131D-2.1(3a), that a resident (i) who is no longer eligible to receive Medicaid  
21 reimbursable assistance and assistance, (ii) for whom a community placement has not yet been  
22 arranged-arranged, and (iii) who cannot be safely and timely discharged into the community,  
23 the Department may make a monthly payment to the adult care home to support the facility's  
24 continuing provision of services to the resident. The Department may make the monthly  
25 payment from the thirty-nine million seven hundred thousand dollars (\$39,700,000) designated  
26 for implementation of the State's plan under this subsection. The monthly payment provided by  
27 the Department to an adult care home pursuant to this subsection shall not exceed six hundred  
28 ninety-four dollars (\$694) per month per resident for a period not to exceed three months for  
29 each resident. At the expiration of this three-month period, the monthly payment shall be  
30 reduced by twenty-five percent (25%) and shall not exceed five hundred twenty dollars and  
31 fifty cents (\$520.50) per month per resident. Upon implementation of the home-and  
32 community-based services program for elderly individuals typically served in special care or





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1 memory care units, to be developed by the Department under Medicaid State Plan 1915(i)  
2 authority pursuant to Section 10.9E of this act, the Department shall terminate all monthly  
3 payments pursuant to this subsection for continuing services provided to residents of special  
4 care or memory care units. The Department shall terminate all monthly payments pursuant to  
5 this subsection on June 30, 2013. Notwithstanding any other provision of this subsection, the  
6 Department is prohibited from making any monthly payments under this subsection to an adult  
7 care home for services provided to any resident during the pendency of an appeal by or on  
8 behalf of the resident under G.S. 108A-70.9A.

9 The Department of Health and Human Services shall administer these funds but  
10 may, as needed, contract with a vendor for administration."  
11  
12

SIGNED   
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED 108-2 EV FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

JUN 28 2012  
Deise Weeks

**ADOPTED**