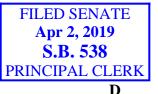
GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2019



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SENATE BILL DRS55048-MGa-65B*

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| Sponsors: Senators Hise, Krawiec, and Bishop (Primary Sponsors). | |
| Referred to: | |

1 A BILL TO BE ENTITLED 2 AN ACT APPROPRIATING FUNDS TO THE DEPARTMENT OF HEALTH AND HUMAN 3 SERVICES, DIVISION OF SOCIAL SERVICES, TO PROVIDE TEMPORARY 4 FACILITIES FINANCIAL ASSISTANCE FOR LICENSED TO ACCEPT 5 STATE-COUNTY SPECIAL ASSISTANCE. 6 The General Assembly of North Carolina enacts: **SECTION 1.(a)** The following definitions apply in this section: 7 Facility licensed to accept State-County Special Assistance payments or 8 (1)9 facility. - Any residential care facility that is (i) licensed by the Department of Health and Human Services and (ii) authorized to accept State-County 10 11 Special Assistance payments from its residents. 12 State-County Special Assistance. – The program authorized by G.S. 108A-40. (2)13 SECTION 1.(b) There is appropriated from the General Fund to the Department of 14 Health and Human Services, Division of Social Services, the sum of nineteen million eight 15 hundred seventy-two thousand dollars (\$19,872,000) in nonrecurring funds for the 2019-2020 fiscal year and the sum of nineteen million eight hundred seventy-two thousand dollars 16 17 (\$19,872,000) in nonrecurring funds for the 2020-2021 fiscal year, to provide temporary financial 18 assistance to facilities licensed to accept State-County Special Assistance payments, as provided 19 in this section. 20 **SECTION 1.(c)** Nonrecurring funds appropriated in this act to the Department of 21 Health and Human Services, Division of Social Services (DSS), for each year of the 2019-2021 fiscal biennium for facilities licensed to accept State-County Special Assistance payments shall 22 23 be used to provide temporary financial assistance in the form of a monthly payment to these facilities on behalf of each resident who is a recipient of State-County Special Assistance. The 24 25 counties shall pay to the State fifty percent (50%) of the cost of providing these monthly payments to these facilities. The monthly payments provided by DSS to these facilities shall be 26 subject to all of the following requirements and limitations: 27 28 The amount of the monthly payments authorized by this section is equal to (1)29 one hundred eighty-four dollars (\$184.00) per month for each resident of the 30 facility as of the first day of the month who is a recipient of State-County 31 Special Assistance. A facility that receives the monthly payments authorized by this section shall 32 (2)

A facility that receives the monthly payments authorized by this section shall
not, under any circumstances, use these payments for any purpose other than
to offset the cost of serving residents who are recipients of State-County
Special Assistance.



| General Assen | bly Of North Carolina Session 2019 |
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| (3) | The DSS shall make monthly payments authorized by this section to a facility |
| | on behalf of a resident only for the period commencing July 1, 2019, and |
| | ending June 30, 2021. |
| (4) | The DSS shall make monthly payments authorized by this section only to the |
| | extent sufficient State and county funds allocated to the DSS for each year of |
| | the 2019-2021 fiscal biennium are available for this purpose. |
| (5) | The DSS shall not make monthly payments authorized by this section to a |
| | facility on behalf of a resident whose eligibility determination for |
| (6) | State-County Special Assistance is pending. The DSS shall terminate all monthly payments pursuant to this section on the |
| (0) | earlier of the following: |
| | a. June 30, 2021. |
| | b. Upon depletion of the State and county funds allocated to the DSS for |
| | each year of the 2019-2021 fiscal year for this purpose. |
| SEC | CTION 1.(d) Notwithstanding any provision of this act or any other provision of |
| | ary, the DSS shall not be required to provide any temporary financial assistance |
| to facilities bey | ond June 30, 2021, or upon depletion of the State and county funds allocated to |
| | h year of the 2019-2021 fiscal biennium for this purpose, whichever is earlier. |
| | CTION 1.(e) If possible, the DSS shall use an existing mechanism to administer |
| | he least restrictive manner that ensures compliance with this section and timely |
| | yments to facilities. The DSS shall not, under any circumstances, use any portion |
| | county funds allocated to the DSS for each year of the 2019-2021 fiscal biennium |
| | of this section for any other purpose. |
| | CTION 1.(f) For each year of the 2019-2021 fiscal biennium, the Division of s shall not use more than two hundred fifty thousand dollars (\$250,000) in |
| | ands for administrative purposes related to providing financial assistance to |
| Ū. | ed to accept State-County Special Assistance, as authorized by this section. |
| | CTION 1.(g) Nothing in this section shall be construed as an obligation by the |
| | bly to appropriate funds for the purpose of this section, or as an entitlement by |
| | ident of a facility, or other person to receive temporary financial assistance under |
| this section. | |
| SEC | CTION 2. This act becomes effective July 1, 2019, and expires on June 30, 2021. |
| | CTION 2. This act becomes effective July 1, 2019, and expires on June 30, 2 |