

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2005**

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**SENATE BILL 1276\***

Short Title: CAP/DA Review and Report. (Public)

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Sponsors: Senators Dannelly, Allran, Bingham, Malone; Dorsett, Jenkins, Lucas,  
and Rand.

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Referred to: Health Care.

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May 11, 2006

A BILL TO BE ENTITLED

1 AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN  
2 SERVICES TO REVIEW THE CAP/DA PROGRAM IN RESPONSE TO ISSUES  
3 IDENTIFIED IN THE MEDICAID INSTITUTIONAL BIAS STUDY, AS  
4 RECOMMENDED BY THE STUDY COMMISSION ON AGING.  
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6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** The Department of Health and Human Services shall examine  
8 the Community Alternatives Program for Disabled Adults (CAP/DA) in response to  
9 issues identified in the Medicaid Institutional Bias Study. The Department shall make  
10 an interim report of its findings to the North Carolina Study Commission on Aging on  
11 or before August 30, 2006, and shall submit its final report to the North Carolina Study  
12 Commission on Aging on or before August 30, 2007. The report shall include actions  
13 taken and planned by the Department in response to each bias identified in the study and  
14 shall include the following information:

- 15 (1) Information on the utilization of CAP/DA slots, including a history of  
16 slots used per year over the last 10 years and the anticipated need  
17 during the next 10 years.
- 18 (2) A description of the CAP/DA slot allocation formula; and a  
19 breakdown of slots by county, including the reallocation of any unused  
20 slots.
- 21 (3) Strategies to ensure that the CAP/DA waiting list is managed as  
22 efficiently as possible, including consideration of whether there should  
23 be an expiration date tied to unused slots so that they may be  
24 reallocated in a timely manner to areas with waiting lists.
- 25 (4) Implementation of a uniform screening/assessment tool and other  
26 strategies to ensure maximum operation efficiency and effectiveness  
27 for those individuals qualifying for CAP/DA services. This should

1 include information on whether the lists should be prioritized by risk  
2 of institutionalization.

3 **SECTION 2.** This act is effective when it becomes law.