

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2007**

S

D

SENATE DRS55331-LN-131 (2/23)

Short Title: CAP-MR/DD Waiver Change.

(Public)

Sponsors: Senator Shaw.

Referred to:

A BILL TO BE ENTITLED

AN ACT TO DIRECT THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, DIVISION OF MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES, TO ALLOW PAYMENTS FOR PERSONAL CARE SERVICES TO CERTAIN GUARDIANS AND FAMILY MEMBERS.

The General Assembly of North Carolina enacts:

SECTION 1. The Department of Health and Human Services, Division of Mental Health, Developmental Disabilities, and Substance Abuse Services, shall allow guardians of the person and certain family members of adults with developmental disabilities to receive payment for providing personal care services to the adults with developmental disabilities. The Department may limit the amount of time that a guardian of the person or a family member can be paid to provide personal care services to an adult who is on the CAP/DD program, provided that such restriction shall not be less than 160 hours of medically necessary services in a calendar month.

SECTION 2. This act becomes effective July 1, 2007.