

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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HOUSE DRH50196-LN-117 (3/10)

Short Title: Accountability for State Funding/MHDDSA. (Public)

Sponsors: Representatives Earle, Brisson, Hurley, and Hughes (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO DIRECT LOCAL MANAGEMENT ENTITIES TO TAKE CERTAIN STEPS
3 BEFORE REDUCING OR MOVING STATE FUNDS FOR DEVELOPMENTAL
4 DISABILITY SERVICES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 122C-117 is amended by adding the following new subdivisions
7 to read:

8 "**§ 122C-117. Powers and duties of the area authority.**

9 (a) The area authority shall do all of the following:

- 10 ...
- 11 (15) Before an LME that utilizes single stream funding may move funding from
12 one broad disability category to another, the LME must:
13 a. Meet Departmental benchmarks for service penetration, and
14 b. Hold a public hearing at an open LME board meeting to receive
15 comment on the change in funding.
- 16 (16) Before an LME proposes to reduce State funding to HUD group homes and
17 HUD apartments below the original appropriation State funds, the LME
18 must:
19 a. Receive approval of the reduction in funding from the Department,
20 and
21 b. Hold a public hearing at an open LME board meeting to receive
22 comment on the reduction in funding."

23 **SECTION 2.** This act becomes effective July 1, 2009.

