

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 198

Government Performance Audit Select Committee Substitute Adopted 4/1/93

Short Title: GPAC/Transition ICF/MR Res.

(Public)

Sponsors:

Referred to: Appropriations.

February 17, 1993

A BILL TO BE ENTITLED

**AN ACT TO IMPLEMENT A RECOMMENDATION OF THE GOVERNMENT
PERFORMANCE AUDIT COMMITTEE TO TRANSITION
INAPPROPRIATELY PLACED RESIDENTS OF INTERMEDIATE CARE
FACILITIES FOR THE MENTALLY RETARDED TO HOME- AND
COMMUNITY-BASED SERVICES.**

The General Assembly of North Carolina enacts:

Section 1. The General Assembly finds that North Carolina continues to admit a significant number of individuals to State-operated intermediate care facilities for the mentally retarded (ICFs/MR), while most other states are moving to deinstitutionalize the mentally retarded and that there are approximately 170 individuals inappropriately placed in ICFs/MR settings.

Sec. 2. Effective July 1, 1995, the Department of Human Resources shall ensure that the individuals inappropriately placed in ICFs/MR are transitioned to home- and community-based settings, where they will receive services in a more appropriate setting. The process of transition shall include:

- (1) Ensuring that stringent criteria will be applied so that the excess capacity in ICFs/MR created by the transition is not refilled inappropriately again; and

- 1 (2) Consideration of a capital reimbursement system to ensure that capital
2 costs, which could be reallocated among remaining residents, are not
3 reimbursed.
4 Sec. 3. This act becomes effective July 1, 1993.