

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005

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SENATE BILL 572

Short Title: License Assisted Living Facil./Elderly. (Public)

Sponsors: Senators Swindell; Jenkins and Malone.

Referred to: Health Care.

March 16, 2005

1 A BILL TO BE ENTITLED
2 AN ACT TO CREATE A LICENSURE CATEGORY FOR ASSISTED LIVING
3 COMMUNITIES THAT SERVE ONLY ELDERLY ADULTS.

4 The General Assembly of North Carolina enacts:

5 SECTION 1. G.S. 131D-2(a)(1d) reads as rewritten:

6 "§ 131D-2. Licensing of adult care homes for the aged and disabled.

7 (a) The following definitions will apply in the interpretation of this section:

8 ...

9 (1d) "Assisted living residence" means any group housing and services
10 program for two or more unrelated adults, by whatever name it is
11 called, that makes available, at a minimum, one meal a day and
12 housekeeping services and provides personal care services directly or
13 through a formal written agreement with one or more licensed home
14 care or hospice agencies. The Department may allow nursing service
15 exceptions on a case-by-case basis. Settings in which services are
16 delivered may include self-contained apartment units or single or
17 shared room units with private or area baths. Assisted living residences
18 are to be distinguished from nursing homes subject to provisions of
19 G.S. 131E-102. Effective ~~October 1, 1995~~, October 1, 2005, there are
20 two types of assisted living residences: adult care homes and ~~group~~
21 ~~homes for developmentally disabled adults~~ adult care homes that serve
22 only elderly persons. As used in this section, "elderly person" means:

23 a. Any person who has attained the age of 55 years or older and
24 requires assistance with activities of daily living, housing, and
25 services, or

26 b. Any adult who has a primary diagnosis of Alzheimer's disease
27 or other form of dementia who requires assistance with
28 activities of daily living, housing, and services provided by a
29 licensed Alzheimer's and dementia care unit.

1 Effective July 1, 1996, there is a third type, multiunit assisted housing with
2 services."

3 **SECTION 2.** The Medical Care Commission shall adopt rules to implement
4 this act.

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