

REQUEST FOR TECHNICAL CHANGE

AGENCY: Secretary of DHHS/ Division of Aging and Adult Services

RULE CITATION: 10A NCAC 06Q .0101

DEADLINE FOR RECEIPT: Friday, June 10, 2019

PLEASE NOTE: *This request may extend to several pages. Please be sure you have reached the end of the document.*

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

On the Submission for Permanent Rule form:

In Box 6, I note the provided link is not the one you provided when you published in the NC Register. Which one is correct?

In Box 9B, please provide some explanation of why you are readopting this Rule.

In the Rule:

On line 8, what agencies are you referring to?

On lines 9 through 10, delete "the North Carolina Division of Aging and Adult Services Certification Standards for Adult Day Care as established by the North Carolina Social Services Commission in"

On line 11, state "which is hereby adopted by reference, including subsequent amendments and editions." Delete everything else that follows.

What specific authority are you relying upon for this Rule? Is it adult day cares referenced in G.S. 143B-181.1(a)(11)? If so, add that to the History Note. If not, provide this authority.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder
Commission Counsel
Date submitted to agency: June 3, 2019

1 10A NCAC 06Q .0101 is readopted as published in 33:17 NCR 1752-1753 as follows:

2
3 **SUBCHAPTER 06Q - ADULT DAY CARE**

4
5 **SECTION .0100 - SCOPE OF ADULT DAY CARE**

6
7 **10A NCAC 06Q .0101 ADULT DAY CARE STANDARDS**

8 Agencies providing Adult Day Care services with funds administered by the North Carolina Division of Aging and
9 Adult Services shall comply with the North Carolina Division of ~~Social Services~~ Aging and Adult Services
10 Certification Standards for Adult Day Care as established by the North Carolina Social Services Commission in 10A
11 NCAC 06R, which is adopted by reference pursuant to G.S. 150B-21.6. The incorporation of these Rules by reference
12 includes subsequent amendments and editions to 10A NCAC 06R. 10A NCAC 06R is available for review at the
13 Division of Aging and Adult Services, 693 Palmer Drive, Raleigh, North Carolina 27626-05311. The Division of
14 Aging and Adult Services will provide copies of these Rules upon request at no cost.

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16 *History Note: Authority G.S. 143B-181.1(c);*

17 *Eff. July 1, ~~1992~~, 1992;*

18 *Readopted Eff. July 1, 2019.*

REQUEST FOR TECHNICAL CHANGE

AGENCY: Secretary of DHHS/ Division of Aging and Adult Services

RULE CITATION: 10A NCAC 06Q .0201

DEADLINE FOR RECEIPT: Friday, June 14, 2019

The Rules Review Commission staff has completed its review of this Rule prior to the Commission's next meeting. The Commission has not yet reviewed this Rule and therefore there has not been a determination as to whether the Rule will be approved. You may call our office to inquire concerning the staff recommendation.

In reviewing this Rule, the staff recommends the following technical changes be made:

On the Submission for Permanent Rule form:

In Box 6, I note the provided link is not the one you provided when you published in the NC Register. Which one is correct?

In Box 9B, please provide some explanation of why you are readopting this Rule.

In the Rule:

In (a), line 7, insert a comma after "day"

On line 8, what is "adult day health services"? What authority are you relying upon to regulate that?

On line 12, this is not the proper way to insert a period after "client" Please use the version you published in the NC Register, which is formatted properly.

What specific authority are you relying upon for this Rule? Is it adult day cares referenced in G.S. 143B-181.1(a)(11)? If so, add that to the History Note. If not, provide this authority.

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amanda J. Reeder
Commission Counsel
Date submitted to agency: June 3, 2019

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(a) The maximum reimbursement rate for adult day care services shall not exceed ~~twenty-one~~ thirty-three dollars and seven cents (\$33.07) per day and shall not exceed ~~four hundred and fifty five dollars (\$455.00)~~ per month, per client. The maximum rate for adult day health services shall not exceed forty dollars (\$40.00) per day, per client.

(b) The maximum reimbursement rate for transporting an adult day care client to an adult day care center shall not exceed one dollar and ~~four~~ fifty cents (~~\$1.04~~) (\$1.50) for a one-way trip. The maximum reimbursement rate for round-trip transportation of an adult day care client to an adult day care center shall not exceed ~~two~~ three dollars and ~~eight cents (\$2.08)~~ (\$3.00) per day, per client, ~~not to exceed forty five dollars (\$45.00) per month.~~

Eff. July 1, ~~1992~~1992;
Readopted Eff. July 1, 2019.