

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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HOUSE BILL 678

Short Title: Pilot Release of Inmates to Adult Care Homes. (Public)

Sponsors: Representative Lewis (Primary Sponsor).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Health and Human Services.

April 7, 2011

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, IN
2 COLLABORATION WITH THE DEPARTMENT OF CORRECTION, TO ESTABLISH
3 A PILOT PROGRAM TO ALLOW CERTAIN INMATES RELEASED FROM
4 CONFINEMENT TO BE PLACED IN ADULT CARE HOMES TO RECEIVE
5 PERSONAL CARE SERVICES AND MEDICATION MANAGEMENT.
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7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** The Department of Health and Human Services, in collaboration with
9 the Department of Correction, shall establish a pilot program to allow certain inmates released
10 from confinement pursuant to G.S. 148-4 or Article 84B of the General Statutes, who have
11 been determined by the Department of Correction to be in need of personal care services and
12 medication management, to be placed in an adult care home licensed under Article 1 of Chapter
13 131D of the General Statutes. The purpose of the pilot program is to determine if placing this
14 population of released inmates in an adult care home provides the State with a lower cost
15 alternative to providing for their care upon release from confinement without jeopardizing the
16 health and safety of the inmates or the public. The Department of Health and Human Services
17 shall select one adult care home to participate in the pilot program. The selected adult care
18 home is prohibited from having or admitting any residents other than the inmates selected to
19 participate in the pilot program. The Secretary of Health and Human Services may waive any
20 rule adopted under Article 1 or Article 3 of Chapter 131D of the General Statutes as necessary
21 to protect the public health and safety.

22 **SECTION 2.** Not later than 18 months after the participating adult care home
23 admits its first resident in accordance with the pilot program established under Section 1 of this
24 act, the Department of Health and Human Services and the Department of Correction shall
25 report their findings and recommendations to the Joint Legislative Corrections, Crime Control,
26 and Juvenile Justice Oversight Committee. The report shall include an analysis of the costs and
27 benefits of allowing this population of released inmates to be placed in an adult care home
28 setting as compared to continuing their incarceration in a unit of the State prison system.

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

