



2015-2016 General Assembly

HOUSE BILL 97: 2015 Appropriations Act, Sec. 12G.3: Licensure of Overnight Respite Facilities

Committee:
Introduced by:
Analysis of: Sec. 12G.3 of S.L. 2015-241

Date:
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SUMMARY: *Sec. 12G.3 of S.L. 2015-241 (i) creates a law pertaining to licensure for overnight respite, (ii) allows an adult day care program to provide overnight respite services in accordance with the new law, (iii) requires a fee for adult day care overnight respite facilities, (iv) requires the Department of Health and Human Services (DHHS) to add adult day care overnight respite as a service under the Home and Community Care Block Grant (HCCBG), and (v) requires DHHS to take action to amend the Innovations waiver and Community Alternatives Program for Disabled Adults (CAP/DA) waiver to allow the use of these new overnight respite facilities.*

The overnight respite pilot authorized by S.L. 2011-104, and amended by S.L. 2015-52, is repealed on the earlier of June 30, 2017, or the date the overnight respite licensure process is fully operational.

This section became effective July 1, 2015, and directs DHHS to report to the Revisor of Statutes the date on which overnight respite licensure is implemented and fully operational.

BACKGROUND:

- S.L. 2011-104 authorized a pilot program on overnight respite and set an expiration date of June 1, 2015.
- S.L. 2015-52 (SB 291) amends S.L. 2011-104 to extend the pilot until June 30, 2017 and requires a more comprehensive evaluation of the pilot. S.L. 2015-52 became effective June 4, 2015 before Section 12G.3 of S.L. 2015-241 was enacted.

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