



NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**

ROY COOPER • Governor

KODY H. KINSLEY • Secretary

JOYCE MASSEY-SMITH • Director
Division of Aging and Adult Services

October 16, 2023

MEMO

To: Interested Parties

From: Misty Piekaar-McWilliams, DAAS Rule-Making Coordinator

Re: Amendment to Adult Day Services rule 10A NCAC 06T .0201

The Social Services Commission (“SSC”) proposes to amend rule 10A NCAC 06T.0201 (Nature and Purpose of State Adult Day Care Fund) as mandated by NC Session Law 2021-180. Session Law 2021-180 removed adult day services rate setting from the Social Services Commission and transferred it to local authorities. NCGS 150B-21.2 requires a rule-making body to notify certain individuals of its intent to adopt a rule. It also requires notification of the date, time and location of the public hearing on the rule. The Social Services Commission has submitted form OAH 0300 to the Office of Administrative Hearings, indicating SSC’s intent to proceed with amending rule 10A NCAC 06T.0201 (Nature and Purpose of State Adult Day Care Fund) to satisfy the requirements as mandated by NC Session Law 2021-180.

The proposed rule text is located on the SSC’s website in addition to the Division of Aging & Adult Service’s website. The rule was published in the [North Carolina Register](#), on October 16, 2023. A public hearing is scheduled on November 7, 2023, at 10:00 a.m. on Microsoft Teams¹. Please email Misty Piekaar-McWilliams at misty.piekaar@dhhs.nc.gov for an invite to the public hearing. Mrs. Piekaar-McWilliams, Division of Aging & Adult Services Rule-Making Coordinator, is also accepting public comments on this rule through 5:00p.m.on December 16, 2023. The proposed effective date of this rule is February 1, 2024.

¹ Microsoft Teams: [https://teams.microsoft.com/l/meetupjoin/19%3ameeting_NTC5ZjU3ZGItMjQxYy000TI0LThkMWMtM2Q4Y2NiY \(Is this the link for the meeting? WUyMDA5%40thread.v2/0?context=%7b%22Tid%22%3a%227a7681dc-b9d0-449a-85c3-ecc26cd7ed19%22%2c%220id%22%3a%22f6e9d6a9-b412-4149-840e-e5ad82f2315f%22%7d](https://teams.microsoft.com/l/meetupjoin/19%3ameeting_NTC5ZjU3ZGItMjQxYy000TI0LThkMWMtM2Q4Y2NiY%20%3a%227a7681dc-b9d0-449a-85c3-ecc26cd7ed19%22%2c%220id%22%3a%22f6e9d6a9-b412-4149-840e-e5ad82f2315f%22%7d)

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Should you have any questions, please contact Misty L. Piekaar-McWilliams, Division of Aging & Adult Services Rule-Making Coordinator, by phone at (919) 855-4980 or by e-mail at misty.piekaar@dhhs.nc.gov.

Sincerely,



Misty L. Piekaar-McWilliams

CC:

Phyllis Bridgeman, NC DAAS Interim Section Chief

Hank Bowers, NC DAAS Assistant Director

Joyce Massey-Smith, NC DAAS Director

Paris Penny, SSC Rule-Making Coordinator

Carla West, NC DSS Senior Director for Human Services

Raj Premakumar, NC DHHS Rule-Making Coordinator