

1 10A NCAC 13G .1103 is proposed for readoption with substantive changes as follows:

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3 **10A NCAC 13G .1103 ACCOUNTING FOR RESIDENT'S PERSONAL FUNDS**

4 (a) To document a resident's receipt of the State-County Special Assistance personal needs allowance after payment
5 of the cost of care, a statement shall be signed by the resident or marked by the ~~resident with two witnesses' signatures.~~
6 resident. If the statement is marked by the resident, there shall be one witness signature. For residents who have been
7 adjudicated incompetent, the signature of the resident's authorized representative shall be required. Witnesses cannot
8 include the staff handling the residents' personal funds transactions. The statement shall be maintained in the ~~home.~~
9 facility.

10 (b) Upon the written authorization of the resident or ~~his legal representative or payee,~~ their authorized representative,
11 an administrator or the administrator's designee may handle the personal money for a resident, provided an accurate
12 accounting of monies received and disbursed and the balance on hand is available upon request of the resident or ~~his~~
13 ~~legal representative or payee.~~ their authorized representative during the facility's established business days and hours.

14 (c) A record of each transaction involving the use of the resident's personal funds according to Paragraph (b) of this
15 Rule shall be signed by the ~~resident, legal representative or payee~~ the resident or the resident's authorized
16 representative, or marked by the ~~resident, if not adjudicated incompetent, with two witnesses' signatures~~ resident, at
17 least monthly verifying the accuracy of the disbursement of personal funds. If marked by the resident, there shall be
18 one witness signature. For residents who have been adjudicated incompetent, the facility shall provide the resident's
19 authorized representative with a copy of the monthly resident's funds statement and shall obtain verification of receipt.
20 The ~~record~~ records shall be maintained in the ~~home.~~ facility.

21 (d) A resident's personal funds shall not be commingled with facility funds. The facility shall not commingle the
22 personal funds of residents in an interest-bearing account.

23 (e) All or any portion of a resident's personal funds shall be available to the resident or ~~his legal~~ their authorized
24 ~~representative or payee~~ upon request during ~~regular office hours,~~ the facility's established business days and hours
25 except as provided in Rule .1105 of this Subchapter.

26 (f) The resident's personal needs allowance shall be credited to the resident's account within ~~24 hours of the check~~
27 ~~being deposited following endorsement.~~ one business day of the funds being available in the facility's resident personal
28 funds account.

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30 *History Note: Authority G.S. 131D-2.16; 143B-165;*
31 *Eff. April 1, 1984;*
32 *Amended Eff. July 1, 2005; April 1, 1987, 1987;*
33 *Readopted Eff. January 1, 2024.*