

SUBCHAPTER 06E - HOUSING AND HOME IMPROVEMENT SERVICE

SECTION .0100 - SCOPE OF SERVICE

- 10A NCAC 06E .0101 SCOPE OF HOUSING AND HOME IMPROVEMENT SERVICE**
- 10A NCAC 06E .0102 DEFINITIONS**
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History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c);
 Eff. August 3, 1992;
 Repealed Eff. July 1, 2007.

SECTION .0200 - SERVICE PROVISION

- 10A NCAC 06E .0201 RESERVED FOR FUTURE CODIFICATION**
- 10A NCAC 06E .0202 SERVICE DELIVERY**

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c);
 Eff. August 3, 1992;
 Repealed Eff. July 1, 2007.

SECTION .0300 - GENERAL

10A NCAC 06E .0301 PURPOSE

The Older Americans Act, through the Administration on Aging (AoA), awards funds to the North Carolina Division of Aging and Adult Services (DAAS) for supportive services targeted to individuals with the greatest economic or social need as indicated in 10A NCAC 05C .0205. Housing and Home Improvement is a supportive service which can make a vital difference in the lives of older individuals wishing to live independently in safe affordable homes within their communities of choice. This service can enable them to obtain, retain, or return to independent housing and resolve health and safety issues affecting their home or areas adjacent to their home. For the purpose of this Subchapter, the service has three elements:

- (1) Housing services that support independent living by providing information on:
 - (a) fair housing;
 - (b) foreclosures;
 - (c) grants or loans for home repair;
 - (d) home buying;
 - (e) homelessness prevention;
 - (f) independent housing options and locations;
 - (g) landlord tenant relations;
 - (h) mortgage delinquency and default resolution counseling;
 - (i) predatory lending;
 - (j) reasonable accommodations;
 - (k) reverse mortgage counseling; and
 - (l) tenant's rights and responsibilities;
- (2) Home improvement services that identify health and safety issues affecting the home or areas adjacent to the home in which an individual or family lives, and provide needed improvements to resolve those issues through:
 - (a) installation of security features;
 - (b) minor home repairs and improvements; and
 - (c) modifications to the home to promote mobility; and
- (3) Provision of, or replacement of, basic furnishings or household appliances that promote independent living.

History Note: Authority G.S. 143B-181.1; 42 U.S.C. § 3030d(a)(4);
 Eff. July 1, 2007;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.

10A NCAC 06E .0302 DEFINITIONS

For the purposes of this Subchapter, the following definitions shall apply:

- (1) "Activities of Daily Living (ADL)" means personal care activities including bathing or showering, dressing, eating, getting in or out of bed or chair, and toileting.
- (2) "Instrumental Activities of Daily Living (IADL)" means independent living activities including doing household chores, managing personal money, preparing meals, shopping for groceries and personal items, and using the telephone or transportation.
- (3) "Greatest economic need" means the need resulting from an income level at or below the poverty line.
- (4) "Greatest social need" means the need caused by physical or mental disabilities; language barriers; or cultural, social or geographical isolation caused by racial or ethnic status that restricts the ability of an individual to perform normal daily tasks or threatens the capacity of the individual to live independently.
- (5) "Home" means a housing unit for individuals or families. The home may be owned, rented, or accessed through a lifetime right. It may stand alone and be stick built, manufactured or modular; or may be an apartment or condominium within a larger structure that is secured by lock and key.
- (6) "Independent housing" means a home that provides a private living arrangement and is not part of a licensed facility.
- (7) "Service provider" is an area agency on aging or any public or private agency or individual from whom an area agency purchases services to conduct housing and home improvement services.
- (8) "Waiting for service" means that an individual has requested housing and home improvement service that exists in the county but is not receiving it and is potentially eligible for the service, and could be served if the service were expanded.

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c); Eff. July 1, 2007; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.

10A NCAC 06E .0303 SERVICE POPULATIONS

For the purposes of this Subchapter:

- (1) Eligible population. Individuals are eligible for housing and home improvement services if they:
 - (a) are 60 years of age or older;
 - (b) have no one able and willing to perform the services for them; and
 - (c) reside within a county where housing and home improvement services are funded.
- (2) Target population. Services shall be provided to individuals based on need for one or more elements of the housing and home improvement services:
 - (a) to obtain independent housing, to receive housing services in order to retain their home, or to return to their home from other settings;
 - (b) to secure security features, to secure minor home repairs and improvements, and to secure modifications to the home to enhance mobility; and
 - (c) to secure basic furnishings or household appliances that promote independent living.
- (3) Priority population. When more than one eligible individual is waiting for services, priority for housing and home improvement services shall be given in accordance with 10A NCAC 05G. 0302(a).

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c); Eff. July 1, 2007; Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.

10A NCAC 06E .0304 APPLICATION FOR SERVICES

For services pursuant to this Subchapter, an application shall be signed and dated for housing and home improvement services and shall be made by:

- (1) an adult on his or her own behalf; or
- (2) an adult acting on behalf of a disabled adult as defined in G.S. 108A-101(d).

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c);
Eff. July 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.

SECTION .0400 - SERVICE PROVISION

10A NCAC 06E .0401 SERVICE PROVIDER RESPONSIBILITIES

For purposes of this Subchapter, the housing and home improvement service provider shall:

- (1) provide orientation, training, or supervision for volunteers assisting with housing and home improvement service provision;
- (2) refer individuals to federal, state, and local agencies for additional housing and home improvement services;
- (3) maintain records documenting financial and service activities for each individual receiving services;
- (4) request reimbursement from Division of Aging and Adult Services for actual project costs: administrative, labor, and materials, not to exceed one thousand five hundred dollars (\$1,500) per home per program year;
- (5) provide opportunities for individuals to voluntarily contribute towards the cost of services received;
- (6) maintain confidentiality of all individual records; and
- (7) maintain a listing of individuals waiting for housing and home improvement services.

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c);
Eff. July 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.

10A NCAC 06E .0402 PROHIBITED SERVICE ACTIVITIES

For purposes of this Subchapter, housing and home improvement service funding shall not be used for:

- (1) rent;
- (2) utility bills;
- (3) food;
- (4) medicine;
- (5) security and utility deposits;
- (6) taxes;
- (7) home improvements negatively affecting the structural integrity of the housing unit;
- (8) home improvements which are an obligation of the landlord;
- (9) work done to the property of a landlord without written approval; and
- (10) duplication of any home improvement service to the same housing unit for three consecutive years following receipt of initial service.

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c);
Eff. July 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.

10A NCAC 06E .0403 REQUEST FOR WAIVER

The Division of Aging and Adult Services (DAAS) may waive any rule in this Subchapter that is not statutorily required if an area agency on aging submits a written request. Factors DAAS shall use in determining whether to grant the waiver are:

- (1) additional cost requirements;
- (2) need for the waiver;
- (3) degree of benefit to the service recipient;

- (4) whether the agency had control over the circumstances that required the requested waiver; and
- (5) previous requests for waivers submitted from the agency.

History Note: Authority G.S. 143B-181.1(a)(11); 143B-181.1(c);
Eff. July 1, 2007;
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. September 6, 2016.