

NORTH CAROLINA GENERAL ASSEMBLY
1963 SESSION

CHAPTER 788
SENATE BILL 310

1 AN ACT TO AMEND PART 3 OF ARTICLE 3 OF CHAPTER 108 OF THE GENERAL
2 STATUTES TO SET FORTH THE ELIGIBILITY REQUIREMENTS FOR AID TO THE
3 PERMANENTLY AND TOTALLY DISABLED AND TO AUTHORIZE COUNTY
4 MEDICAL REVIEW BOARDS FOR APPLICANTS.

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6 The General Assembly of North Carolina do enact:
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8 **Section 1.** Part 3 of Article 3 of Chapter 108 of the General Statutes is hereby
9 amended by adding a new Section immediately following G.S. 108-73.10 and immediately
10 preceding G.S. 108-73.11, to be numbered G.S. 108-73.10.1, and to read as follows:

11 **"G.S. 108-73.10.1. Eligibility Requirements for Aid to the Permanently and Totally**
12 **Disabled; County Medical Review Board.** Assistance shall be granted under this Section to
13 any person who:

- 14 "(1) Is at least 18 years of age and under 65 years of age;
15 "(2) Has resided in this State for one (1) year immediately preceding application
16 for assistance;
17 "(3) Has not sufficient income or other resources to provide reasonable
18 subsistence compatible with decency and health;
19 "(4) Is not an inmate of a public institution or an institution for tuberculosis or
20 mental diseases;
21 "(5) Is not a patient in a medical institution as a result of having tuberculosis or
22 psychosis;
23 "(6) Is found to be permanently and totally disabled within the meaning of this
24 Section. A permanently and totally disabled person is one who because of a
25 mental or physical impairment is according to the present diagnosis
26 substantially precluded from doing any work. The impairment must be of
27 major importance and must be a condition not likely to improve or which
28 will continue throughout the lifetime of the individual; and
29 "(7) Is not receiving any public assistance from the State or from any political
30 subdivision thereof, or any other type of Federally aided public assistance.

31 "For the purpose of determining whether or not applicants for assistance are permanently
32 and totally disabled within the meaning of this Section, the Board of County Commissioners of
33 any county, with the approval of the County Board of Public Welfare, may set up in the county
34 a Medical Review Board who shall review all medical examinations of applicants applying for
35 assistance and certify their findings of disability to the State Board of Public Welfare in the
36 manner and form prescribed by said State Board."

37 **Sec. 2.** All laws and clauses of laws in conflict with this Act are hereby repealed.

38 **Sec. 3.** This Act shall be in full force and effect from and after its ratification.

39 In the General Assembly read three times and ratified, this the 11th day of June,

40 1963.