

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011**

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**HOUSE DRH70074-LB-237A\* (03/08)**

Short Title: Add'l Section 1915 Medicaid Waiver Sites. (Public)

Sponsors: Representative Barnhart.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO AUTHORIZE DHHS TO IMPLEMENT ADDITIONAL 1915(B)(C)  
3 MEDICAID WAIVER SITES AND THIRD-PARTY BILLING FOR STATE  
4 FACILITIES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 10.24 of S.L. 2010-31 is repealed.

7 **SECTION 2.** The Department of Health and Human Services shall implement  
8 additional capitated 1915(b)(c) Medicaid waivers during the 2011-2012 fiscal year through a  
9 Request for Application (RFA) process for LME applicants who prove readiness. The waiver  
10 program shall include all Medicaid-covered mental health, developmental disabilities, and  
11 substance abuse services. Expansion of the waiver is contingent upon approval by the Centers  
12 for Medicare and Medicaid Services.

13 **SECTION 3.** G.S. 122C-55(g) reads as rewritten:

14 "(g) Whenever there is reason to believe that the client is eligible for financial benefits  
15 through a governmental agency, a facility may disclose confidential information to State, local,  
16 or federal government agencies. Except as provided in ~~G.S. 122C-55(a3)~~, subsections (a3) and  
17 (g1) of this section, disclosure is limited to that confidential information necessary to establish  
18 financial benefits for a client. ~~After~~ Except as provided in subsection (g1) of this section, after  
19 establishment of these benefits, the consent of the client or his legally responsible person is  
20 required for further release of confidential information under this subsection."

21 **SECTION 4.** G.S. 122C-55 is amended by adding a new subsection to read:

22 "(g1) A facility may disclose confidential information for the purpose of collecting  
23 payment due the facility for the cost of care, treatment, or habilitation."

24 **SECTION 5.** This act is effective when it becomes law.

