

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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HOUSE BILL 614

Short Title: DMA Post Public Notices of Change on Website. (Public)

Sponsors: Representatives Murry, Dollar, and Brisson (Primary Sponsors).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Health and Human Services.

April 5, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO
3 PUBLISH ON ITS WEB SITE PUBLIC NOTICES OF CHANGES IN STATEWIDE
4 METHODS AND STANDARDS FOR SETTING MEDICAID PAYMENT RATES.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 108A-55(c) reads as rewritten:

7 "(c) The Department shall reimburse providers of services, equipment, or supplies under
8 the Medical Assistance Program in the following amounts:

- 9 (1) The amount approved by the Health Care Financing Administration of the
10 United States Department of Health and Human Services, if that
11 Administration approves an exact reimbursement amount;
12 (2) The amount determined by application of a method approved by the Health
13 Care Financing Administration of the United States Department of Health
14 and Human Services, if that Administration approves the method by which a
15 reimbursement amount is determined, and not the exact amount.

16 The Department shall establish the methods by which reimbursement amounts are
17 determined in accordance with Chapter 150B of the General Statutes. A change in a
18 reimbursement amount becomes effective as of the date for which the change is approved by
19 the Health Care Financing Administration of the United States Department of Health and
20 Human Services. For any public notice of change required pursuant to the provisions of 42
21 C.F.R. § 447.205, the Department shall, no later than five days after the date of publication,
22 publish the same notice on its Web site on the same Web page as it publishes State Plan
23 amendments, and the notice shall remain on the Web site continuously for 90 days. The
24 Department shall report to the Fiscal Research Division of the Legislative Services Office and
25 to the Senate Appropriations Committee on Human Resources and the House of
26 Representatives Appropriations Subcommittee on Human Resources or the Joint Legislative
27 Commission on Health Care Oversight on any change in a reimbursement amount at the same
28 time as it sends out public notice of this change prior to presentation to the Health Care
29 Financing Administration."

30 **SECTION 2.** This act is effective when it becomes law.

