

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

S

D

SENATE DRS75058-LB-237* (03/08)

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

Sponsors: Senator Hartsell.

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6 **SECTION 1.** Section 10.24 of S.L. 2010-31 is repealed.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

