

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011

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SENATE DRS35155-LB-324 (03/25)

Short Title: Behavioral Health Management.

(Public)

Sponsors: Senator Hartsell.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO ALLOW AREA AUTHORITIES ORGANIZED UNDER CHAPTER 122C OF  
3 THE GENERAL STATUTES THAT ARE OPERATING UNDER MEDICAID  
4 MANAGED CARE WAIVERS TO ORGANIZE UNDER CHAPTER 131E OF THE  
5 GENERAL STATUTES, THE HOSPITAL AUTHORITIES ACT.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Part 2 of Article 2 of Chapter 131E of the General Statutes, the  
8 Hospital Authorities Act, is amended by adding a new section to read:

9 "**§ 131E-35. Organization under this Part by area authorities operating under Medicaid**  
10 **waivers.**

11 A behavioral health authority may be created under the provisions of this Part whenever a  
12 county board of commissioners finds and adopts a resolution finding that it is in the interest of  
13 the public health and welfare to create a behavioral health authority in order to operate a  
14 behavioral health program under a Medicaid 1915 (b)/(c) waiver program. A behavioral health  
15 authority shall be created in the same manner as a hospital authority pursuant to this Part and  
16 subject to the same provisions, except that G.S. 131E-20 does not apply to a behavioral health  
17 authority."

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

