

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011**

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**HOUSE BILL 614
Committee Substitute Favorable 4/12/11**

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

(Public)

Sponsors:

Referred to:

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

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

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

