

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

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HOUSE BILL 1504
Committee Substitute Favorable 5/7/09
PROPOSED SENATE COMMITTEE SUBSTITUTE H1504-PCS30429-MA-28

Short Title: Continuing Budget Authority.

(Public)

Sponsors:

Referred to:

April 13, 2009

A BILL TO BE ENTITLED

AN ACT AUTHORIZING THE DIRECTOR OF THE BUDGET TO CONTINUE EXPENDITURES FOR THE OPERATION OF GOVERNMENT AT A LEVEL NOT TO EXCEED EIGHTY-FOUR PERCENT OF THE LEVEL AT WHICH THOSE OPERATIONS WERE AUTHORIZED IN S.L. 2008-107, AS AMENDED.

The General Assembly of North Carolina enacts:

SECTION 1. Section 1 of S.L. 2009-215 reads as rewritten:

"SECTION 1. The Director of the Budget may continue to allocate funds for expenditure for current operations by State departments, institutions, and agencies at a level not to exceed ~~eighty five percent~~ eighty four percent (84%) of the level at which those operations were authorized in S.L. 2008-107, as amended.

Vacant positions subject to proposed budget reductions in Senate Bill 202, 3rd edition, Senate Bill 202, 6th edition, or both, shall not be filled after June 30, 2009.

State employees employed in positions subject to elimination in Senate Bill 202, 3rd edition, Senate Bill 202, 6th edition, or both, because of a reduction, in total or in part, in the funds used to support the job or its responsibilities shall, as soon as practicable and in accordance with Reduction in Force policies, be provided written notification of termination of employment 30 days prior to the effective date of the termination.

State agencies shall not make grant awards with funds that are subject to proposed budget reductions in Senate Bill 202, 3rd edition, Senate Bill 202, 6th edition, or both.

Except as otherwise provided by this act, the limitations and directions for the 2008-2009 fiscal year in S.L. 2007-323, as amended, and in S.L. 2008-107, as amended, that applied to appropriations to particular agencies or for particular purposes apply to the funds appropriated and authorized for expenditure under this section."

SECTION 2. Section 8A(a) of S.L. 2009-215 reads as rewritten:

"SECTION 8A.(a) Notwithstanding any other provision of law to the contrary, the Department of Health and Human Services may modify or extend existing contracts or as necessary enter into sole source contracts to timely achieve savings. Any such modifications or contract extensions or sole source contracts must be approved by the ~~Governor~~ Secretary of Health and Human Services and reported to the Senate Appropriations Committee on Health and Human Services, the House of Representatives Appropriations Subcommittee on Health and Human Services, the Fiscal Research Division, and the Office of State Budget and



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1 Management. This subsection applies to the following activities and shall expire six months
2 from the date of enactment of this act:

- 3 ~~(1) Acquisition of medical equipment, supplies, and appliances;~~
4 (2) Maximizing technology to increase third-party recovery, increase cost
5 avoidance activities, identify provider overbilling and other abuse or
6 program integrity activities;
7 (3) Implementing prior authorization efforts in imaging and other high-cost
8 services;
9 (4) Providing technical assistance to enhance care coordination, analysis, and
10 reports to assess provider compliance and performance;
11 (5) Conducting independent assessments; and
12 (6) Providing technology services to establish physician/provider online
13 attestation reporting and assist CCNC in care management activities."

14 **SECTION 3.** Section 9(c) of S.L. 2009-215 is repealed.

15 **SECTION 4.** Section 10 of S.L. 2009-215 reads as rewritten:

16 "**SECTION 10.** Except as otherwise provided, this act becomes effective July ~~15~~, 2009,
17 and expires ~~July 15, 2009, at 11:59 P.M.~~ when the Current Operations and Capital
18 Improvements Appropriations Act of 2009 becomes law."

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