

# ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 208

AMENDMENT NO. A1  
(to be filled in by  
Principal Clerk)

S208-ATJ-43 [v.8]

Page 1 of 2

Comm. Sub. [YES]  
Amends Title [NO]  
Fourth Edition

Date \_\_\_\_\_, 2013

Representative Dollar

1 moves to amend the bill on page 1, lines 32 through 34, by rewriting the lines to read:

2 "external assessment made by an independent external review agency in  
3 accordance with applicable federal and State laws and regulations.  
4 Beginning on February 1, 2014, and for all subsequent assessments for  
5 certification, the independent review will be made by an External Quality  
6 Review Organization approved by the Centers for Medicare and Medicaid  
7 Services and in accordance with applicable federal and State laws and  
8 regulations."; and  
9

10 on page 3, line 48, by rewriting the line to read:

11 "(1) Arrange for the providers of services to be reimbursed from the remaining  
12 fund balance or risk reserve of the noncompliant LME/MCO, or from other  
13 funds of the Department if necessary, for proper."; and  
14

15 on page 4, lines 5 through 10, by rewriting the lines to read:

16 "(3) Oversee the dissolution of the noncompliant LME/MCO, including  
17 transferring to the compliant LME/MCO all assets of the noncompliant  
18 LME/MCO, including any balance remaining in its risk reserve after  
19 payments have been made under subdivision (1) of this subsection. Risk  
20 reserve funds of the noncompliant LME/MCO may be used only to pay  
21 authorized and approved provider claims. Any funds remaining in the risk  
22 reserve transferred under this subdivision shall become part of the compliant  
23 LME/MCO's risk reserve and subject to the same restrictions on the use of  
24 the risk reserve applicable to the compliant LME/MCO. If the risk reserves  
25 transferred from the non-compliant LME/MCO are insufficient, the  
26 Secretary shall guarantee any needed risk reserves for the compliant  
27 LME/MCO arising from the additional risks being assumed by the compliant  
28 LME/MCO until the compliant LME/MCO has established fifteen percent  
29 (15%) risk reserves. All other assets"; and  
30  
31  
32



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NORTH CAROLINA GENERAL ASSEMBLY

AMENDMENT

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Page 2 of 2

- 1 on page 4, line 18, by rewriting the line to read:
- 2 "of the counties in the dissolved LME/MCO. An LME/MCO that is
- 3 dissolved by the Secretary in accordance with the provisions of this section
- 4 may be dissolved at any time during the fiscal year."; and
- 5
- 6 on page 4, line 48, by rewriting the line to read:
- 7 "conflicts with ~~G.S. 153A-77(a)~~, G.S. 153A-77(a) or G.S. 122C-115.1, the provisions of G.S.
- 8 ~~153A-77(a)~~this section control."; and
- 9
- 10 on page 5, line 17, by rewriting the line to read:
- 11 "resolution to that effect by a majority of the members of the area board and the approval of the
- 12 Secretary.";
- 13
- 14 on page 5, line 34 through 36, by rewriting the lines to read:
- 15 "utilized to pay liabilities shall be transferred to the area authority contracted to operate the
- 16 1915(b)/(c) Medicaid Waiver in the catchment area of the dissolved area authority. If the fund
- 17 balance transferred from the dissolved area authority is insufficient to constitute fifteen percent
- 18 (15%) of the anticipated operational expenses arising from assumption of responsibilities from
- 19 the dissolved area authority, the Secretary shall guarantee the operational reserves for the area
- 20 authority assuming the responsibilities under the 1915(b)/(c) Medicaid Waiver until the
- 21 assuming area authority has reestablished fifteen percent (15%) operational reserves.".
- 22
- 23
- 24

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

**The official copy of this document, with signatures  
and vote information, is available in the  
House Principal Clerk's Office**