

GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2013

H.B. 232  
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HOUSE PRINCIPAL CLERK

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HOUSE DRH80051-ME-21A (02/05)

Short Title: State Health Plan/Statutory Changes.-AB

(Public)

Sponsors: Representative Dockham.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO MAKE TECHNICAL AND OTHER CHANGES TO THE STATE HEALTH  
3 PLAN FOR TEACHERS AND STATE EMPLOYEES STATUTES, AS REQUESTED BY  
4 THE STATE HEALTH PLAN.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 135-48.30(a)(5) reads as rewritten:

7 "§ 135-48.30. Powers and duties of the State Treasurer.

8 (a) The State Treasurer shall have the following powers and duties:

9 ...  
10 (5) ~~May offer~~ adopt, implement, and administer population health management  
11 programs, including case and disease management programs and wellness  
12 programs or incentives."

13 SECTION 2. G.S. 135-48.40(b)(1) reads as rewritten:

14 "(1) All permanent full-time employees of an employing unit who ~~meet either of~~  
15 ~~the following conditions:~~

16 a. ~~Paid from general or special State funds.~~

17 b. ~~Paid from non State funds and in a group for which his or her~~  
18 ~~employing unit has agreed to provide coverage.~~

19 ~~Employees of State agencies, departments, institutions, boards, and~~  
20 ~~commissions not otherwise covered by the Plan who are employed in~~  
21 ~~permanent job positions on a recurring basis and who are expected to work~~  
22 ~~30 or more hours per week for nine or more months per calendar year are~~  
23 ~~covered by the provisions of this subdivision.~~ year."

24 SECTION 3. G.S. 135-48.40(b)(2) is repealed.

25 SECTION 4. G.S. 135-48.42(e) reads as rewritten:

26 "(e) Eligible employees and retirees may only change their elections, including adding or  
27 removing dependents, during the Plan year due to a qualifying event as defined under federal  
28 law."

29 SECTION 5. G.S. 135-48.43(b)(3) reads as rewritten:

30 "(3) Retiring employees and dependents enrolled when first eligible after an  
31 employee's retirement are subject to no waiting period for preexisting  
32 conditions under the Plan. Retiring employees not enrolled or not adding  
33 dependents age 19 and older when first eligible after an employee's  
34 retirement may enroll at a later on the first of any following month, time  
35 during annual enrollment, but will ~~may~~ be subject to a 12-month waiting



1 period for preexisting conditions except as provided in subdivision (a)(3) of  
2 this section."

3 **SECTION 6.** G.S. 135-48.51 reads as rewritten:

4 "**§ 135-48.51. Coverage and operational mandates related to Chapter 58 of the General**  
5 **Statutes.**

6 The following provisions of Chapter 58 of the General Statutes apply to the State Health  
7 Plan:

8 ...

9 (8) G.S. 58-3-250, Payment obligations for covered services.

10 (9) G.S. 58-3-265, ~~Payment obligations for covered services.~~ Prohibition on  
11 managed care provider incentives.

12 ...."

13 **SECTION 7.** G.S. 147-86.23 reads as rewritten:

14 "**§ 147-86.23. Interest and penalties.**

15 A State agency shall charge interest at the rate established pursuant to G.S. 105-241.21 on a  
16 past-due account receivable from the date the account receivable was due until it is paid. A  
17 State agency shall add to a past-due account receivable a late payment penalty of no more than  
18 ten percent (10%) of the account receivable. A State agency may waive a late-payment penalty  
19 for good cause shown. If another statute requires the payment of interest or a penalty on a  
20 past-due account receivable, this section does not apply to that past-due account receivable.  
21 This section does not apply to money owed to the University of North Carolina Health Care  
22 System or to East Carolina University's Division of Health Sciences for health care ~~services or~~  
23 services; to the North Carolina Turnpike Authority for money owed to the Authority for ~~tolls-~~  
24 tolls; or to the North Carolina State Health Plan for past-due account receivables related to  
25 premiums and claims payments."

26 **SECTION 8.** Sections 2, 4, and 5 become effective July 1, 2013, and apply to plan  
27 years beginning on or after that date. The remainder of this act is effective when it becomes  
28 law.