

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 791
Apr 14, 2015
HOUSE PRINCIPAL CLERK

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HOUSE DRH40370-TR-20 (03/24)

Short Title: Primary Care Recoupment/Hardship Extension. (Public)

Sponsors: Representatives Farmer-Butterfield and Richardson (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO ALLOW AN EXTENDED PERIOD OF TIME FOR PROVIDERS TO REPAY
MEDICAID OVERPAYMENTS RELATED TO THE RECENT RATE REDUCTION
FOR SERVICES RENDERED BY PRIMARY CARE PHYSICIANS WHEN
IMMEDIATE RECOUPMENT WOULD CAUSE A HARDSHIP TO THE PROVIDER.

The General Assembly of North Carolina enacts:

SECTION 1. This act applies only to overpayments made by the Department of Health and Human Services (Department) to Medicaid providers as a result of the Department's delayed implementation of the rate reduction required by Section 12H.18(b) of S.L. 2013-360, for services rendered by primary care physicians on or after January 1, 2015.

SECTION 2. The Department shall allow providers an extended period of up to 12 months for the repayment of the overpayments described in Section 1 of this act if the immediate recoupment of the overpayment would cause a hardship to the provider. In order to allow providers the opportunity to seek a hardship extension, the Department shall not begin automated recoupment of the overpayments described in Section 1 of this act prior to June 1, 2015. The Department shall set a deadline prior to June 1, 2015, for providers to request a hardship extension. The Department shall provide notice to all providers who are subject to the recoupment of such an overpayment notifying them of the amount of the overpayment due to the Department and the manner and deadline for requesting a hardship extension.

SECTION 3. The Department shall not charge interest or a late-payment penalty pursuant to G.S. 147-86.23 on overpayments subject to a hardship extension as long as the provider makes timely payments in accordance with the repayment plan.

SECTION 4. This act is effective when it becomes law.

