

# TABLED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 86

AMENDMENT NO. A3  
(to be filled in by  
Principal Clerk)

S86-ABC-11 [v.1]

Page 1 of 2

Amends Title [YES]  
Second Edition

Date \_\_\_\_\_, 2019

Senator deViere

1 moves to amend the bill on page 1, line 3, by rewriting the line to read:

2 "PROVIDE EMPLOYEES ACCESS TO HEALTH INSURANCE AND TO CLOSE THE  
3 MEDICAID COVERAGE GAP FOR FAMILIES AND INDIVIDUALS IN NORTH  
4 CAROLINA.";

6 and on page 6, lines 16-17, but inserting a line between the lines to read:

7 "**PART IV. CLOSING THE MEDICAID COVERAGE GAP**

8 "SECTION 4.1 Repeal of Prohibition on Closing the Coverage Gap. – Section 3 of  
9 S.L. 2013-5 is repealed.

10 "SECTION 4.2(a) Article 2 of Chapter 108A of the General Statutes is amended by  
11 adding a new section to read:

12 "**§ 108A-54.3B. Benefits provided to qualified individuals in the Medicaid coverage gap.**

13 (a) Individuals shall be considered part of the Medicaid coverage gap and eligible for  
14 Medicaid benefits under this section if all of the following requirements are met:

- 15 (1) The individual has a modified adjusted gross income that is at or below one  
16 hundred thirty-three percent (133%) of the federal poverty level.
- 17 (2) The individual is age 19 or older and under age 65.
- 18 (3) The individual is not entitled to or enrolled in Medicare benefits under Part A  
19 or Part B of Title XVIII of the federal Social Security Act.
- 20 (4) The individual is not otherwise eligible for Medicaid coverage under the North  
21 Carolina State Plan as it existed on January 1, 2019.

22 (b) Beneficiaries eligible for the Medicaid program under this section shall receive  
23 benefits through an Alternative Benefit Plan that is established by the Department consistent with  
24 federal requirements, unless that beneficiary is exempt from mandatory enrollment in an  
25 Alternative Benefit Plan under 42 C.F.R. § 440.315.

26 (c) Co-payments for benefits provided under the Alternative Benefit Plan required by  
27 subsection (b) of this section shall be the same as co-payments required for Medicaid  
28 beneficiaries not under the Alternative Benefit Plan."

29 "SECTION 4.2(b) The Department of Health and Human Services is directed to  
30 provide coverage for individuals who are eligible for Medicaid benefits under G.S. 108A-54.3B  
31 in a manner consistent with S.L. 2015-245, as amended.



\* S 8 6 - A B C - 1 1 - V - 1 \*

NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 86

**TABLED**

AMENDMENT NO. A3  
(to be filled in by  
Principal Clerk)

S86-ABC-11 [v.1]

Page 2 of 2

1           **"SECTION 4.2(c)** This section is effective on the date that capitated coverage as  
2 required under S.L. 2015-245, as amended, begins. The Secretary of the Department of Health  
3 and Human Services shall report to the Revisor of Statutes when the provision of capitated  
4 coverage as required by S.L. 2015-245 has commenced.

5           **"SECTION 4.3** Medicaid Coverage Gap Assessment. – Consistent with Section 9  
6 of S.L. 2015-245, as amended by Section 2(e) of S.L. 2016-121, and with Section 9(a) of S.L.  
7 2018-49, it is the intent of the General Assembly to enact legislation during the 2019 Regular  
8 Session that will replace the Hospital Provider Assessment Act in Article 7 of Chapter 108A of  
9 the General Statutes with a similar hospital provider assessment. In developing this similar  
10 hospital provider assessment, it is the intent of the General Assembly to further impose upon  
11 these same hospital providers a Medicaid Coverage Gap Assessment that will pay for the State  
12 share of the program and administrative costs associated with Medicaid expansion.";

13  
14 and on page 6, line 18, by removing "**PART IV**" and replacing it with "**PART V**";

15  
16 and on page 6, line 19, by rewriting the line to read:

17           **"SECTION 5.** Except as otherwise provided, Part IV of this act is effective when it  
18 becomes law. The remainder of this act is effective October 1, 2019, and applies to contracts  
19 entered".  
20  
21

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

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

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