




NC DEPARTMENT OF
**HEALTH AND
HUMAN SERVICES**
Division of Health Benefits

ROY COOPER • Governor

KODY H. KINSLEY • Secretary

JAY LUDLAM • Deputy Secretary, NC Medicaid

SIGNATURE REQUEST MEMORANDUM

TO: Jay Ludlam ^{DS}

FROM: Betty J. Staton, SPA Manager

RE: State Plan Amendment

Title XIX, Social Security Act
Transmittal #2024-0015

Purpose

Attached for your review and signature is a Medicaid State Plan Amendment (Third-Party Liability (TPL) Payers Rules summarized below, and submitted on February 9, 2024, with a due date of February 14, 2024.

Clearance

This amendment has been reviewed for both accuracy and completeness by:

Betty J. Staton, Emma Sandoe, Melanie Bush, Lotta Crabtree, Adam Levinson

Background and Summary of Request

It is recommended that you sign this State Plan Amendment submission per Centers for Medicare and Medicaid Services (CMS) protocol as head of the Single State Agency administering the Medicaid program.

Please find attached a State Plan Amendment (SPA) that aligns with N.C.G.S. 108A-55.4 revisions. The Centers for Medicare & Medicaid Services (CMS) notice requires that states have laws in place that bar responsible third-party payers from refusing payment for an item or service solely on the basis that such item or service did not receive prior authorization under the third-party payer rules. The CMS notice also requires third-party payers to respond to state inquiry regarding a health care claim that is submitted no later than 3 years after the provision of such item or service to specify that the third party must respond within 60 days of receiving the

Your approval of this State Plan Amendment is requested. If you have any questions or concerns, please contact me at (919) 538-3215.

NC MEDICAID

NC DEPARTMENT OF HEALTH AND HUMAN SERVICES • DIVISION OF HEALTH BENEFITS

SUPPLEMENT 1 TO ATTACHMENT 4.22

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: NORTH CAROLINA

STATE LAW REQUIREMENTS FOR PARTIES LEGALLY RESPONSIBLE FOR PAYMENT OF A CLAIM FOR A HEALTH CARE ITEM OR SERVICE, AS CONDITION OF ANY SUCH PARTY DOING BUSINESS IN THE STATE.

State has in effect laws compliant with 42 U.S. Code § 1396a(a)(25)(1) as amended by the consolidated Appropriations Act 2022, PL 117-103, March 15, 2022, 136 Stat 49.

TN No: 24-0015

Supersedes

Approval Date:

Eff. Date: 1/01/2024

TN No: 09-003