



MEMORANDUM

TO: Office of State Budget and Management

FROM: Ryan Eppenberger, Interim DHB Rulemaking Coordinator

DATE: November 6, 2018

RE: Federal Certification for N.C. Department of Health and Human Services, Division of Health Benefits (DHB) Rule Readoption Subchapter 23H - Medicaid Confidentiality and Access to Client Records

Rule-making Coordinator's Certificate

As Required by GS 150B-19.1(g)
For Proposed Permanent and Temporary Rules Adopted to
Implement a Federal Law or which upon Receipt of Federal Funds is Conditioned

10A NCAC 23H .0106, .0107, .0108, .0109, .0110, .0111, .0112, and .0113 are proposed for readoption to be compatible with federal regulations governing Medicaid Confidentiality and Access to Client Records.

Regulation by the State of North Carolina of confidentiality and access to client records is subject to the provisions of 42 CFR Part 431, Subpart F (Safeguarding Information on Applicants and Beneficiaries), 45 CFR Part 5b (Privacy Act Regulations), 45 CFR Part 164, Subpart E (Privacy of Individually Identifiable Health Information), and 5 U.S.C. §552a (Records maintained on individuals). The readoption of the above-named rules is necessary to comply with these federal regulations.