

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2013

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HOUSE BILL 232

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

Sponsors: Representative Dockham (Primary Sponsor).
For a complete list of Sponsors, refer to the North Carolina General Assembly Web Site.

Referred to: Insurance, if favorable, Finance.

March 7, 2013

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

The General Assembly of North Carolina enacts:

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

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

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

(5) May offer-adopt, implement, and administer population health management
programs, including case and disease management programs and wellness
programs or incentives."

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

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

a. Paid from general or special State funds.

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

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

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 G.S. 135-48.40(b)(2) is repealed.

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

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

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

"(3) Retiring employees and dependents enrolled when first eligible after an
employee's retirement are subject to no waiting period for preexisting
conditions under the Plan. Retiring employees not enrolled or not adding
dependents age 19 and older when first eligible after an employee's
retirement may enroll at a later on the first of any following month, time



1 during annual enrollment, but ~~will~~may be subject to a 12-month waiting
2 period for preexisting conditions except as provided in subdivision (a)(3) of
3 this section."

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

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

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

9 ...

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

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

13 "

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

15 "**§ 147-86.23. Interest and penalties.**

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

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