

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2013**

S

1

SENATE BILL 552

Short Title: Public Paid Claims Data/Health Info Exchange. (Public)

Sponsors: Senator Hise (Primary Sponsor).

Referred to: Health Care.

April 1, 2013

A BILL TO BE ENTITLED

1 AN ACT TO PROVIDE GREATER TRANSPARENCY AND ACCOUNTABILITY
2 THROUGH ACCESS TO DATA ON MENTAL HEALTH CLAIMS PAID BY THE
3 STATE AND FEDERAL GOVERNMENTS UNDER THE MEDICAID PROGRAM.
4

5 Whereas, public discourse has identified a critical need for better control of
6 escalating tax paid health care costs; and

7 Whereas, the North Carolina General Assembly understands the valuable role that
8 health plan claims data can play in promoting lower costs and better health; and

9 Whereas, the State needs timely access to claims information in order to assess
10 performance, pinpoint medical expense trends, identify beneficiary health risks, and evaluate
11 how the State is spending health care dollars; and

12 Whereas, to control health costs paid for with tax dollars, the State must be able to
13 examine how they are currently spending health care funds and must have ready access to
14 claims information or loss experience that demonstrates how much is being spent and what it is
15 being spent on; and

16 Whereas, by utilizing an organization that complies with the requirements of the
17 North Carolina Health Information Exchange Act, Article 29A of Chapter 90 of the General
18 Statutes, the State can protect an individual beneficiary's privacy while allowing the exchange
19 of loss experience information for legitimate health care decisions paid for with tax dollars to
20 the State; Now, therefore,

21 The General Assembly of North Carolina enacts:

22 **SECTION 1.** All local management entities (LMEs), as defined in G.S. 122C-3,
23 that are approved by the Department of Health and Human Services to operate a prepaid health
24 insurance program (PHIP) in accordance with 42 C.F.R. Part 438 shall monthly report to North
25 Carolina Community Care Networks, Inc., (CCNC) all client specific paid claims, encounter
26 data, and shadow claims necessary to track and analyze State and federal mental health
27 expenditures. Claims and data shall be submitted within two business days of the last business
28 day of a month. CCNC shall ensure access to and use of the reported data in compliance with
29 the Health Information Portability and Accountability Act of 1996, P.L. 104-191, as amended,
30 (HIPAA) medical privacy rule, 45 C.F.R. Parts 160 and 164, and any other applicable medical
31 privacy laws. Privileged medical information or protected health information received by
32 CCNC pursuant to this section shall be confidential and is not a public record under G.S. 132-1.
33

SECTION 2. This act becomes effective January 1, 2014.

