

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

H.B. 758
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HOUSE PRINCIPAL CLERK

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HOUSE DRH30281-TR-23 (04/02)

Short Title: LME/MCO Provider Network Cultural Diversity. (Public)

Sponsors: Representative L. Bell.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO
3 PROPOSE A PLAN TO ESTABLISH A CULTURALLY DIVERSE
4 RECONSIDERATION REVIEW BOARD FOR THE PURPOSE OF DECIDING
5 COMPLAINTS BY BEHAVIORAL HEALTH PROVIDERS AGAINST LOCAL
6 MANAGEMENT ENTITIES/MANAGED CARE ORGANIZATIONS (LME/MCOS).

7 The General Assembly of North Carolina enacts:

8 **SECTION 1.** The Department of Health and Human Services (Department) shall
9 propose a plan to establish a reconsideration review board for the purpose of deciding
10 complaints by behavioral health providers against local management entities/managed care
11 organizations (LME/MCOs). The Department shall consider stakeholder input in the
12 development of the plan, and the plan shall contain all of the following features:

- 13 (1) The board shall be composed of at least one member who is a behavioral
14 health provider, and the composition of the board should reflect the cultural
15 diversity of the populations served by the LME/MCOs.
16 (2) The board shall have the authority to decide complaints by behavioral health
17 providers against LME/MCOs for actions taken by LME/MCOs and
18 recommend appropriate resolution of the matter through the use of corrective
19 action plans, among other remedies.
20 (3) The board may be located within the Department or may be established as a
21 requirement of the contract between the Departments and each LME/MCO.
22 (4) All LME/MCOs shall be required to use the reconsideration review board
23 process.
24 (5) Decisions by the board may be appealed to the Office of Administrative
25 Hearings.

26 **SECTION 2.** The Department shall report the plan required by Section 1 of this act
27 to the Joint Legislative Oversight Committee on Health and Human Services by December 1,
28 2015. The report shall include:

- 29 (1) A detailed description of the plan.
30 (2) A recommended time line for implementation of the plan.
31 (3) Proposed changes to the General Statutes needed to implement the plan.
32 (4) Identification of any features of the plan that would require a Medicaid State
33 Plan Amendment or Waiver.
34 (5) Identification of all other actions that would need to be taken by entities
35 other than the Department to successfully implement the plan.

36 **SECTION 3.** This act is effective when it becomes law.

