

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2011**

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**SENATE BILL 328\***

Short Title: Report on Transfer of CAP-MR/DD UR to LMEs. (Public)

Sponsors: Senators Nesbitt; Allran, Atwater, D. Berger, Blue, Dannelly, Forrester, Garrou, Jenkins, Jones, Mansfield, Purcell, Robinson, and White.

Referred to: Mental Health & Youth Services.

March 14, 2011

A BILL TO BE ENTITLED  
AN ACT TO REQUIRE THE DEPARTMENT OF HEALTH AND HUMAN SERVICES TO REPORT ON THE IMPLEMENTATION OF UTILIZATION REVIEW BY DESIGNATED LOCAL MANAGEMENT ENTITIES FOR SERVICES PROVIDED UNDER THE COMMUNITY ALTERNATIVES PROGRAM FOR PERSONS WITH MENTAL RETARDATION OR DEVELOPMENTAL DISABILITIES, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT COMMITTEE ON MENTAL HEALTH, DEVELOPMENTAL DISABILITIES, AND SUBSTANCE ABUSE SERVICES.

The General Assembly of North Carolina enacts:

**SECTION 1.** By September 1, 2012, the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services of the Department of Health and Human Services shall submit a report to the House of Representatives Appropriations Subcommittee on Health and Human Services, the Senate Appropriations Committee on Health and Human Services, the Fiscal Research Division, and the Joint Legislative Oversight Committee on Mental Health, Developmental Disabilities, and Substance Abuse Services on the implementation of utilization review by designated local management entities for services provided under the CAP-MR/DD Medicaid Waiver. The report shall include at least all of the following:

- (1) A comparison of the training, monitoring, and operating costs associated with (i) transferring the utilization review function to Crossroads Behavioral Health Center, Eastpointe, The Durham Center, and Pathways LME (the four designated LMEs) and (ii) maintaining the statewide vendor contract in effect for utilization review prior to the transfer of this function to the four designated LMEs.
- (2) Information on the number of CAP-MR/DD recipients who received utilization review services from the four designated LMEs between January 1, 2011, and January 1, 2012.
- (3) A description of the accountability measures used by the four designated LMEs to ensure the accuracy of utilization review decisions.

**SECTION 2.** This act is effective when it becomes law.

