

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 413

Short Title: Medical Payments/3d Party Benefits.

(Public)

Sponsors: Senators Cochrane; Harris, Walker, and Carpenter.

Referred to: Human Resources.

March 13, 1989

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR THE ASSIGNMENT TO THE STATE OF THE RIGHT
TO THIRD PARTY BENEFITS IN DEPARTMENT OF HUMAN RESOURCES
MEDICAL PAYMENT PROGRAMS.

The General Assembly of North Carolina enacts:

Section 1. Section 1. G.S. Article 1 of Chapter 130A of the General Statutes
is amended by adding a new section to read:

**"§ 130A-13. Application for eligibility for Department medical payment program
constitutes assignment to the State of right to third party benefits.**

(a) Notwithstanding any other provisions of law, by applying for financial
eligibility for any Department medical payment program administered under this
Chapter, the recipient patient or responsible party for the recipient patient shall be
deemed to have made an assignment to the State of the right to third party benefits,
contractual or otherwise, to which he may be entitled to the extent of the amount of the
Department's payment on behalf of the recipient patient.

(b) The Department shall establish a third party resources collection unit that is
adequate to ensure collection of third party resources.

(c) The Commission may adopt rules necessary to implement this section."

Sec. 2. This act shall become effective October 1, 1989.