

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009**

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SENATE DRS55303-RB-24 (03/04)

Short Title: Use Pre-Stimulus FMAP for MC Hold Harmless. (Public)

Sponsors: Senator Clodfelter.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO CLARIFY THE CALCULATION OF THE MEDICAID SWAP HOLD
3 HARMLESS.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 105-523(b)(2) reads as rewritten:

6 "(b) Definitions. – The following definitions apply in this section:

7 ...

8 (2) Hold harmless threshold. – The amount of a county's Medicaid service costs
9 and Medicare Part D clawback payments assumed by the State under
10 G.S. 108A-54 for the fiscal year, less five hundred thousand dollars
11 (\$500,000). A county's Medicaid service costs for fiscal years 2008-2009,
12 2009-2010, and 2010-2011 are determined without regard to the changes
13 made to the Federal Medical Assistance Percentage by Section 5001 of the
14 American Recovery and Reinvestment Act of 2009."

15 **SECTION 2.** This act is effective when it becomes law and applies to distributions
16 for months beginning on or after October 1, 2008.

