

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021**

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SENATE BILL 87

Short Title: Medicaid Reimbursement/Charter Schools. (Public)

Sponsors: Senators Krawiec, Burgin, and Perry (Primary Sponsors).

Referred to: Rules and Operations of the Senate

February 15, 2021

A BILL TO BE ENTITLED
AN ACT TO DEEM CHARTER SCHOOLS AS LOCAL GOVERNMENTAL ENTITIES AS
NECESSARY TO ALLOW CHARTER SCHOOLS TO RECEIVE MEDICAID
REIMBURSEMENT IN THE SAME MANNER AS LOCAL EDUCATION AGENCIES.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 115C-218.105 is amended by adding a new subsection to read:
"(g) Notwithstanding G.S. 115C-218.15(b), a charter school that is approved by the State as a public school pursuant to this Article shall be deemed a local government entity that is responsible, or assumes responsibility, either directly or indirectly through an agency or other political subdivision, for the payment of the nonfederal share for reimbursable medical services, including administrative activities related to those services, that are medically necessary and for which federal payment is available under the NC Medicaid Program established under Part 6 of Article 2 of Chapter 108A of the General Statutes. The nonfederal share shall consist exclusively of public funds. For the purposes of this subsection, "nonfederal share" means the share of expenditures for the reimbursable medical services that draws down federal financial participation."

SECTION 2. G.S. 108D-35(4) reads as rewritten:

"(4) Services documented in an individualized education program, as defined in G.S. 115C-106.3, or other document described in the Medicaid State Plan, and provided or billed by a local education agency, as defined in ~~G.S. 115C-106.3~~ G.S. 115C-106.3 or a charter school that is qualified to certify public expenditures."

SECTION 3. This act becomes effective July 1, 2021.

