

1 **SECTION .0600 - NON-MEDICAID APPEAL PROCESS**

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3 **10A NCAC 27I .0601 IS PROPOSED FOR AMENDMENT AS FOLLOWS.**

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5 **10A NCAC 27I .0601 SCOPE**

6 (a) The rules of this Section shall govern appeals made to the Division of decisions made by an area authority or  
7 county program affecting a non-Medicaid eligible client.

8 (b) A non-Medicaid eligible ~~client~~ client, or the client's legally responsible person, may appeal to the Division  
9 Director the clinical review decision of an area authority or county program to deny, reduce, suspend, or terminate a  
10 non-Medicaid state funded service.

11 ~~(c) An appeal shall be filed with the Division only after a client has received a review decision from the area~~  
12 ~~authority or county program.~~Repealed.

13 (d) Nothing in these Rules shall be interpreted as granting a non-Medicaid eligible client the right to appeal  
14 decisions of third party payers to the Division.

15 (e) Non-Medicaid services shall be provided in accordance with G.S. §122C-2. As set forth in G.S. 143B-  
16 147(a)(9), nothing in these Rules shall be interpreted as granting a non-Medicaid eligible client the right to appeal  
17 the findings of the Division by requesting a contested case hearing pursuant to G.S. 150B.

18 (f) There shall be no reprisal or retaliation to anyone who is a party to an appeal.

19 (g) The area authority or county program may authorize interim services until the final written decision as set forth  
20 in Rule .0609 of this Section is reached.

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22 *History Note: Authority G.S. 143B-147;*

23 *Eff. October 1, 2006;*

24 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24,*  
25 *2017-2017;*

26 *Amended eff. May 1, 2024.*