

1 **10A NCAC 27I .0609 IS PROPOSED FOR AMENDMENT AS FOLLOWS:**

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3 **10A NCAC 27I .0609 FINAL WRITTEN DECISION**

4 (a) Upon receipt of the ~~panel's~~ Hearing Officer's findings and decisions, the LME-MCO, area authority or county
5 program shall issue a final decision based on those ~~findings~~. ~~The LME area authority or county program shall issue~~
6 ~~the decision in writing~~ findings within 10 business days of receipt of the ~~panel's~~ Hearing Officer's findings and
7 decisions.

8 (b) Neither the ~~panel~~ Hearing Officer's findings and decisions nor the LME-MCO, area authority or county
9 program final decision shall be interpreted as an agency decision granting a non-Medicaid eligible client the right to
10 appeal by requesting a contested case hearing pursuant to G.S. 150B.

11 (c) The Division shall report annually to the Commission for Mental Health, Developmental Disabilities and
12 Substance Abuse Services the number of appeals filed and conducted.

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

15 *Eff. October 1, 2006;*

16 *Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. June 24,*
17 *2017-2017;*

18 *Amended eff. May 1, 2024.*