

NC Collaborative for Children, Youth and Families

DATE: July 8, 2022

Budget for SFY22-23 Passed by General Assembly

[H. 103](#) was the vehicle for the NC General Assembly to pass a revised budget for the State Fiscal Year 2022-2023 that began on July 1, 2022. As the Senate had done several times in this Short Session, they took a bill that had previously passed both the House and Senate and replaced it with the budget. They replaced it on June 28th and by July 1st, both the Senate and House had voted on, ratified and sent the budget to the Governor. At time of publication, the Governor had not yet signed the bill. He has 10 days to respond in some way. He can veto it, sign it or let it go into place without his signature. Perhaps a sign that he may allow it through was that Senate Minority Leader Dan Blue signaled to his fellow Democrats that they could vote as they wanted to on the budget. Let's take a deeper dive into the provisions that impact children, youth and families.

Funding (see [Committee Report](#))

Program	Increase in Funding for SFY22-23	Recurring (R)/Non-Recurring (NR)	Total Funding for SFY22-23
School Safety Grants Program (page B17)	\$32 m	NR	\$41.7 m
At-Risk allotment for School Resource Officer salaries (page B17)	\$26 m	R	\$337 m
School Resource Officers grant program (page B17)	\$15 m	R	\$33 m
Transformation Projects and Programs including Healthy Opportunities and care management projects (page C28)	\$230 m	NR	\$604.2 m
Medicaid Transformation projects, contracts, programs that must be approved by OSBM (page C28)	\$86.6	NR	\$326.2 m (2021-2023)
988 Crisis Helpline (page C47)	\$1.3 m	R	\$1.3 m
Mental Health Block Grant – Crisis Services (page C47)	\$1.56 m	R	\$2.9 m
Substance Abuse Treatment for Children and Adults recovery and treatment programs (see provision below, page C49)	\$14.79 m	R	\$53.3 m
Digitization of juvenile health records for HIE (see provision below, page E27)	\$1 m	NR	\$1 m

Housing Partnership Appropriation for affordable housing and home repairs for low-income families (page F60)	\$10 m	NR	\$10 m
Workforce Housing Loan Program to build affordable housing across the State (page F60)	\$20 m	NR	\$190 m

Provisions (see [H. 103](#))

School Threat Assessment Survey (page 38):

11/15/22--All public schools complete survey and send to Center for Safer Schools.

2/15/23--Center for Safer Schools and DPI report compiled results to Joint Legislative Education Oversight Committee with recommendations on a statewide system to identify and address threats in schools and additional funding required to support the system. In addition, the report will include systems, policies, procedures and precautions already in place as well as those that minimize violence, number/nature of threats and response.

Professional Development for Teachers of Children with Disabilities between 3-5 years of age (page 40):

Authority to use IDEA funds for thirteen professional development and support positions.

Eligibility for grants for children with disabilities (page 62):

Refines the eligibility for grants for children with disabilities by striking the category of “developmental disability”.

Reorganizing Child and Family Well-Being Programs (page 65):

10/1/22—NC DHHS will submit a detailed plan and timeline to the Joint Legislative Oversight Committee on Health and Human Services on the creation of a new division and transfer of certain child and family well-being roles and responsibilities. The detailed plan should include: mission and purpose; list of programs and services to be transferred as well as the functions, powers, duties, and obligations to be transferred; a proposed budget; impact on key stakeholders; legislative changes needed to make this happen; and, any other relevant information.

4/1/23—NC DHHS will submit any changes to the detailed plan.

No changes can be made without the approval of the NC General Assembly.

Medicaid Eligibility and the Public Health Emergency (page 70):

This provision complies with the federal requirements around Medicaid eligibility funding during the Public Health Emergency (related to the pandemic).

Postponing Implementation of Pharmacy Integration in BH/IDD Tailored Plans (page 75):

DHB may postpone for up to six-months after go-live of the BH/IDD Tailored Plans, including pharmacy in the Tailored Plan management. In the meantime, the pharmacy will continue to be covered under fee-for-service.

Update on Dissolution of Area Authorities (pages 75-76):

The statutory language that gave the Secretary of DHHS authority to dissolve an area authority up until the launch of BH/IDD Tailored Plans was eliminated and replaced with language that allows the Secretary to dissolve an area authority with a *terminated* BH/IDD Tailored Plan contract up until December 1, 2023. In addition, DHHS will

submit proposed legislative language by January 10, 2023 on the process for terminating a BH/IDD Tailored Plan contract.

Extended Medicaid Coverage for Parents and Caregivers Relatives of Children in Foster Care (page 77):

The last budget included a provision to extend Medicaid coverage for parents of children in foster care. This provision expands that extended coverage to caregiver relatives.

Eliminate NC Health Choice and Give Medicaid Eligibility to All Children Who Qualified for NC Health Choice (page 78):

NC DHHS will submit State Plan amendments to merge NC Health Choice children into the NC Medicaid program by no later than June 30, 2023.

Use of Opioid Settlement Funds (page 88):

\$14.78 million of the Opioid Abatement Fund will be used. \$9.225 million will go to NC DHHS for the Prescription Digital Therapeutic Pilot Program, additional units of housing in Durham for individuals in recovery from opioid use disorder, to support the opioid remediation programs in the LME/MCO catchment areas, and for the county commissioners to facilitate and develop strategic plans for local use of funds. The remaining funds go to UNC-Chapel Hill, Carolina Collaboratory for various projects.

JUUL Settlement Funds, Use of Youth Electronic Nicotine Dependence Abatement Fund (page 93):

\$13 million is allocated from the Fund for various programs, evidence-based services and data collection targeting youth use of tobacco.

Substance Abuse Prevention and Treatment Block Grant Use (page 111):

\$4 million is specified to be used for certain substance use treatment and recovery programs. This includes \$1million to Cabarrus County to be used to build a collaborative system of care for pregnant mothers with substance use disorders in Cabarrus, Rowan and Stanly counties.

Digitization of Juvenile Health Records (page 148):

The Department of Public Safety will report no later than April 1, 2023 to the Joint Legislative Oversight Committee on Justice and Public Safety and the Joint Legislative Oversight Committee on Health and Human Services. The report will be around the use of appropriated funds to digitize the juvenile health records to be reported to the Health Information Exchange.

Broadband Expansion (pages 157-162):

Multiple provisions to expand the broadband access around the State.

NCGA Action on Medicaid Expansion

The bottom line is that nothing passed that would expand Medicaid or close the insurance gap. But there certainly was progress in that both the Senate and House proposed legislation that would continue the discussion.

SENATE: [H. 149](#), Expanding Access to Healthcare, a Senate Committee substitute replaced the language the House passed with a Senate approach to Medicaid expansion. The expansion would become effective on July 1, 2023. The bill also includes provisions around Certificate of Need and the SAVE Act.

HOUSE: [S. 408](#), Rural Healthcare Access and Savings Plan Act, a House committee substitute replaced the language the Senate passed on rural healthcare with a House approach to Medicaid expansion. The bill was passed by the House and the Senate has referred it to the Senate Rules Committee. The House bill calls for the establishment of the Joint Legislative Oversight Committee on Medicaid Rate Modernization and Savings. The NC DHHS Secretary will submit a proposal to the Committee and the NC General Assembly will take action on or after 12/16/22.

NCGA Adjournment Resolution

[SJR 917](#) was passed by the Senate and House and gives the public the details of their plans to meet over the rest of the year.

7/1/22: adjourn

7/26-28/22: reconvene for specific issues and adjourn

8/23-25/22: reconvene for specific issues and adjourn

9/20-22/22: reconvene for specific issues and adjourn

10/18-20/22: reconvene for specific issues and adjourn

11/15-17/22: reconvene for specific issues and adjourn

12/13-15/22: reconvene for specific issues and adjourn

Bipartisan Safer Communities Act

The President signed this [federal legislation](#) into law on June 25, 2022. The biggest focus of the statute is regulating firearms. The new statute also includes significant mental health and school safety funding. Funding will go to states to:

- Build on the Certified Community Behavioral Health Clinic (CCBHC) program;
- Technical assistance and guidance on increasing telehealth services;
- Review the Early and Periodic Screening, Diagnostics and Treatment (EPSDT) services to identify gaps and challenges;
- Establish the Federal Clearinghouse on School Safety Evidence-based Practices;
- Allows for the Edward Byrne Memorial Justice Assistance Grant Program to be used by states to establish mental health courts and drug courts.

Additional analyses of the new law:

[The National Council on Mental Well-Being](#)

[American Counseling Association](#)

[PA Council of Children, Youth and Family Services](#)

NC Division of MH/IDD/SAS Director Resigns

Deepa Avula resigned as the Director of the NC Division of MH/IDD/SAS, effective July 15, and Deputy Secretary of Medicaid Dave Richard has accepted the interim responsibility to oversee the Division.

Resources:

NC DHHS webinar series “Tailored Plan 101: Ready, Set, Launch” is being offered with dates on the third Thursday of every month at 5:30 p.m. through December 15, 2022.

For more information or to submit questions contact nevin_fouts@ncahec.net.

Bills on the Move:

[H. 144](#), Child and Family Specialty Plan (CFSP), passed the House and Senate and sent back to the House for concurrence with the Senate amendments (Note: this bill was originally around teledentistry and the Senate replaced the language with the CFSP. This means that the House has not yet considered the CFSP language.).

[H. 159](#), Education Law Changes, ratified and sent to the Governor for action on 7/1/22 (Note: at least two of the provisions of this bill were also included as special provisions in the budget that passed).

[H. 277/S. 249](#), The SAVE Act, House serial referrals to Finance and Insurance were stricken and the bill went back to House Rules.

[H. 755](#), Parents Bill of Rights, passed House and Senate and referred to the House Rules.

[H. 823](#), Child Advocacy Centers/Share Information, ratified and sent to the Governor for action on 7/1/22

Bills:

[H. 29](#), Verification of Immigration Status: SAVE

[H. 32](#), Equity Opportunity Act – MET CROSSOVER

[H. 42](#), 2020 COVID Relief Bill Modifications

[H. 91](#), Reduce Regulation to Help Children with Autism – MET CROSSOVER

[H. 149](#), Improving Access to Care through Telehealth – MET CROSSOVER

[H. 173](#), Separate Divisions, Juvenile Justice and Adult Corrections—AB (Agency Bill)

[H. 183](#), Juvenile Court Counselors/Sensitivity Training—AB (Agency Bill) – MET CROSSOVER

[H. 192](#), COVID Response, Supplemental Spending 2020-2021

[H. 205](#), Abuse & Neglect Resources in Public Schools – MET CROSSOVER

[H. 212](#), Social Services Reform

[H. 215](#), Early Childhood Data Analytics/Pilot/Guilford

[H. 232](#), LRC Study – Affordable Housing, MET CROSSOVER

[H. 247](#), Standards of Student Conduct – MET CROSSOVER

[H. 249](#), Children with Disabilities Funding Formula

[H. 261](#), Raise Min. Age/Juvenile Jurisdiction

[H. 262](#), Smart Start Funds

[H. 274](#), 2021 Current Operations Appropriations Act

[H. 277/S. 249](#), The SAVE Act

[H. 298](#), 2021 Current Operations Appropriations Act

[H. 300](#), 2021 Pandemic Recovery Appropriations Act

[H. 305](#), 2021 Omnibus Coronavirus Relief Act

[H. 313](#), 2021 Pandemic Recovery Appropriations Act

[H. 314](#), 2021 Omnibus Coronavirus Relief Act

[H. 325](#), 2021 Omnibus Coronavirus Relief Act

[H. 382](#), Hospital ED Care/Medicaid Behavioral Health Service

[H. 389/S. 350](#), NC Innovations Waiver Act of 2021

[H. 424](#), Juveniles/Eliminate LWOP/Parole Eligibility
[H. 430](#), Advisory Council on PANS & PANDAS
[H. 470](#), Medicaid Expansion
[H. 516](#), Raise Dropout Age to 18
[H. 568/S. 721](#), Youth Mentoring Services Act
[H. 579](#), School Self-Defense Act
[H. 615](#), Juvenile Court Mental Health Assessments – MET CROSSOVER
[H. 621](#), Increase Drop Out Age/Completion Indicator – MET CROSSOVER
[H. 653](#), Mental Health and SUD Parity Report
[H. 657](#), School Safety/Threat Assessment Teams – MET CROSSOVER
[H. 658](#), Deploy Child Welfare & Aging Component/NCFast
[H. 664](#), County Service Districts/Early Childhood Education – MET CROSSOVER
[H. 665/S. 610](#), Address Direct Support Staffing Crisis/Medicaid
[H. 732](#), Peer Support Specialist Certification Act
[H. 747](#), Merge NC Health Choice & Medicaid
[H. 749](#), Healthy Students – School Psychologists/COVID-19
[H. 809](#), NC Healthy Family Act
[H. 837](#), Increase Student Access to School Counselors
[H. 882](#), Behavioral Health Services for Students
[H. 908](#), Access to Affordable Health Care Coverage for All
[H. 914](#), Support our Direct Care Workforce
[H. 928](#), Opioid Overdose Prev. Pilot Program/Funds
[H. 934](#), Student Success Program
[H. 946](#), Sound Basic Education for Every Child
[H. 947](#), The GREAT Broadband Expansion Act
[H. 952](#), Mental Health Unit Triage Pilot Program
[H. 953](#), Funds for School Mental Health Support Persons
[S. 37](#), In-Person Learning Choice for Families, ratified, vetoed by Governor on 2/26
[S. 61](#), Dental Services/Medicaid Transformation
[S. 78](#), A Safe Return for In-Person Learning
[S. 86](#), Medicaid Recs/School-Based Health and InCK evaluation/ Child Well-Being Transformation Council Rec
[S. 88](#), NC FAST Child Welfare Case Mgmt./PED Study
[S. 89](#), Regional Supervision/Child Well-Being Transformation Council Rec
[S. 90](#), Social Services Reform/Inter-County Collaboration/Child Well-Being Transformation Council Rec
[S. 93](#), Assisting NC Families in Crisis
[S. 106](#), 2021 Appropriations Act
[S. 107](#), 2021 Appropriations Act
[S. 154](#), Fully Funded School Social Works and Psychologists
[S. 350/H. 389](#), NC Innovations Waiver Act of 2021
[S. 402](#), Close the Medicaid Coverage Gap
[S. 463](#), Deploy Child Welfare & Aging Component/NCFast
[S. 501](#), Create Department of Adult Corrections
[S. 514](#), Youth Health Protection Act
[S. 515](#), Health Care Heroes Conscience Protection Act
[S. 518](#), Protecting and Supporting NC's Children

[S. 530](#), Medicaid for Twelve Months Postpartum
[S. 593](#), Special Education Due Process Hearings – MET CROSSOVER
[S. 595](#), Taskforce on Adverse Childhood Experiences
[S. 610](#)/[H. 665](#), Address Direct Support Staffing Crisis/Medicaid
[S. 615](#), Direct Care Worker Wage Passthrough/Medicaid
[S. 622](#), 2021 Governor’s Budget
[S. 721](#)/[H. 568](#), Youth Mentoring Services Act

Bills Signed into Law during 2021 Long Session:

[SL 2021-1](#): COVID Relief Bill Modifications
[SL 2021-3](#): 2021 COVID-19 Response and Relief
[SL 2021-4](#): The Reopen the Schools Act of 2021
[SL 2021-7](#), Summer Learning Choice for NC Families
[SL 2021-8](#): Excellent Public Schools Act of 2021
[SL 2021-18](#): Modify Termination of Parental Rights Appeals
[SL 2021-22](#): Reduce Regulation to Help Children with Autism
[SL 2021-25](#): Additional COVID-19 Response and Relief
[SL 2021-61](#): Medicaid Modernized Hospital Assessments
[SL 2021-62](#): Medicaid Administrative Changes and Technical Corrections
[SL 2021-77](#): DHHS Revisions
[SL 2021-88](#): GSC Technical Corrections 2021
[SL 2021-100](#): Juvenile Code Rev’s/CIP Recommendations—AB (Agency Bill)
[SL 2021-118](#): Expand Expunction Eligibility
[SL 2021-123](#): Various Raise the Age Changes/JJAC Recs.
[SL 2021-132](#): Expedite Child Safety and Permanency
[SL 2021-144](#): Foster Parents’ Bill of Rights
[SL 2021-190](#): Landlord Submission of HOPE Application