

1 10A NCAC 22H .0302 is proposed for reoption without substantive change as follows:

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3 **10A NCAC 22H .0302 PASRR PASARR REQUIREMENTS**

4 (a) The evaluated individual and family member or legal representative shall be notified in writing of the Division of
5 MH/DD/SAS' PASRR PASARR determination under the provisions of 42 CFR 483.130(k) which is incorporated by
6 reference with subsequent changes or amendments and available free of charge at <https://www.ecfr.gov/>. ~~amendments.~~
7 ~~A copy of 42 CFR 483.130(k) can be obtained from the Division of Medical Assistance at a cost of twenty cents~~
8 ~~(\$0.20) per copy.~~

9 (b) The PASRR PASARR Notice of Determination form shall be used by Division of MH/DD/SAS when giving
10 notice of a PASRR PASARR determination under the provisions of 42 CFR 483.130(l)(1-4) which is incorporated by
11 reference with subsequent changes or amendments and available free of charge at <https://www.ecfr.gov/>. ~~amendments.~~
12 ~~A copy of 42 CFR 483.130(l)(1-4) can be obtained from the Division of Medical Assistance at a cost of twenty cents~~
13 ~~(\$0.20) per copy.~~

14 (c) The Division of MH/DD/SAS shall provide a Hearing Request Request for Hearing form, pertinent PASRR II
15 Screening Evaluation form, and PASRR PASARR Notice of Determination form to the evaluated individual and legal
16 representative under the provisions of 42 CFR 483.128(1) which is incorporated by reference with subsequent changes
17 or amendments and available free of charge at <https://www.ecfr.gov/>. ~~amendments.~~ ~~A copy of 42 CFR 483.128(1)~~
18 ~~can be obtained from the Division of Medical Assistance at a cost of twenty cents (\$0.20) per copy.~~

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20 *History Note:* Authority *G.S. 108A-25(b); 150B-21.6; 42 U.S.C.S. 1395i-3(e)(3), (f)(3); 1396r(e)(3), (e)(7)(F),*
21 *(f)(3); 42 C.F.R. 483.5; 42 C.F.R. Part 483, Subparts C and E; 42 C.F.R. 483.12; 42 C.F.R.*
22 *483.128; 42 C.F.R. 483.130; 42 C.F.R. 483.200; 42 C.F.R. 483.204; 42 C.F.R. 483.206;*
23 *Eff. October 1, 1994; 1994.*
24 *Readopted May 1, 2018.*

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