

1 10A NCAC 22K .0103 is proposed for readoption without substantive change as follows:

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3 **10A NCAC 22K .0103 PRESUMPTIVE DETERMINATIONS**

4 (a) Presumptive determinations of eligibility shall apply only to pregnant women whose family income does not  
5 exceed the federal poverty guidelines issued in the Federal Register by the US Department of Health and Human  
6 Services and as revised ~~annually~~ annually, which are adopted and incorporated by reference with subsequent changes  
7 or amendments and available free of charge at <https://aspe.hhs.gov/poverty-guidelines>.

8 (b) Only one presumptive determination of eligibility during a single pregnancy ~~may~~ shall be made by the same  
9 qualified provider.

10 (c) A presumptive determination of eligibility may be made by a different qualified provider if the provider has no  
11 knowledge of a prior determination.

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13 *History Note:* Authority G.S. 108A-25(b); 42 U.S.C. § 1396r-1; 42 CFR § 435.1103; ~~1987 Session Laws, c. 738;~~  
14 ~~P.L. 99-509;~~  
15 ~~Eff. June 1, 1988; 1988.~~  
16 ~~Readopted Eff. May 1, 2018.~~

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