

GENERAL ASSEMBLY OF NORTH CAROLINA
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SENATE BILL DRS45524-SHz-3

Short Title: Medical Education & Residency Study. (Public)

Sponsors: Senators Curtis, Pate, and Krawiec (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO STUDY MEDICAL EDUCATION PROGRAMS AND MEDICAL RESIDENCY
3 PROGRAMS, AS RECOMMENDED BY THE JOINT LEGISLATIVE OVERSIGHT
4 COMMITTEE ON HEALTH AND HUMAN SERVICES AND THE JOINT
5 LEGISLATIVE EDUCATION OVERSIGHT COMMITTEE.

6 Whereas, Section 11J.2 of S.L. 2017-57 authorized the Joint Legislative Oversight
7 Committee on Health and Human Services and the Joint Legislative Education Oversight
8 Committee to each appoint a subcommittee to jointly examine the use of State funds to support
9 medical education programs and medical residency programs; and

10 Whereas, the Joint Subcommittee on Medical Education and Medical Residency
11 Programs, appointed by the Joint Legislative Oversight Committee on Health and Human
12 Services and the Joint Legislative Education Oversight Committee, was not able to conduct a
13 thorough examination of medical education programs and medical residency programs and to
14 develop a plan to support them in a manner that addresses the health care needs of the State prior
15 to the March 15, 2018, reporting deadline; and

16 Whereas, there is continued interest in examining ways to support medical education
17 programs and medical residency programs with a goal of addressing the short-term and long-term
18 health care needs of the State's residents; and

19 Whereas, the Joint Legislative Oversight Committee on Health and Human Services
20 and the Joint Legislative Education Oversight Committee may find it necessary to prioritize their
21 interim work and both Committees may not be in a position to appoint a subcommittee to work
22 jointly; and

23 Whereas, the intent of the act is to create a mechanism allowing flexibility for two
24 appointed subcommittees to work jointly, or for one or more appointed subcommittees to work
25 independently; and

26 Whereas, the Joint Subcommittee on Medical Education and Medical Residency
27 Programs identified data and information that will be needed to inform the work of future
28 subcommittees in order to more thoroughly examine medical education programs and medical
29 residency programs in order to identify objectives for those programs throughout the State and
30 to provide direction to the Department of Health and Human Services in designing programs that
31 meet the needs of the State; Now, therefore,

32 The General Assembly of North Carolina enacts:

33 **SECTION 1.** The Joint Legislative Oversight Committee on Health and Human
34 Services and the Joint Legislative Education Oversight Committee may each appoint a
35 subcommittee to study medical education programs and medical residency programs. If
36 appointed, the subcommittees may consult each other and may elect to meet jointly, but each



1 subcommittee is authorized to work independently and report to its respective oversight
2 committee.

3 **SECTION 2.(a)** The medical education and medical residency study may include
4 examination of the following:

- 5 (1) The health care needs of the State's residents and the State's goals in meeting
6 those health care needs through the support and funding of medical education
7 programs and medical residency programs located within the State.
- 8 (2) The short-term and long-term benefits to the State for allocating State funds
9 to medical education programs and medical residency programs located
10 within the State.
- 11 (3) Recommended changes and improvements to the State's current policies with
12 respect to allocating State funds and providing other support to medical
13 education programs and medical residency programs located within the State.
- 14 (4) Development of an evaluation protocol to be used by the State in determining
15 (i) the particular medical education programs and medical residency programs
16 to support with State funds and (ii) the amount of State funds to allocate to
17 these programs.
- 18 (5) Any other relevant issues deemed appropriate.

19 **SECTION 2.(b)** The study may include input from other states, stakeholders, and
20 national experts on medical education programs, medical residency programs, and health care,
21 as deemed necessary.

22 **SECTION 2.(c)** The study may examine the reports provided by the Department of
23 Health and Human Services and The University of North Carolina in accordance with Section
24 11J.2(c) of S.L. 2017-57 and the report provided by the Department of Health and Human
25 Services in accordance with Section 3 of this act.

26 **SECTION 3.** No later than August 1, 2019, the Department of Health and Human
27 Services shall submit to the Joint Legislative Oversight Committee on Health and Human
28 Services, the Joint Legislative Education Oversight Committee, and the Joint Legislative
29 Oversight Committee on Medicaid and NC Health Choice a report on medical education
30 programs and medical residency programs. This report shall be developed in collaboration with
31 the Cecil G. Sheps Center for Health Services Research at the University of North Carolina at
32 Chapel Hill, the North Carolina Area Health Education Centers, the North Carolina Institute of
33 Medicine, the University of North Carolina at Chapel Hill School of Medicine, and the Brody
34 School of Medicine at East Carolina University. The report shall be used to facilitate the
35 development of measurable objectives, along with specified time frames for achievement, which
36 will be used by the State when funding medical education programs and medical residency
37 programs addressing the health care needs throughout the State, particularly increased health care
38 access in rural areas. The report shall contain the following information:

- 39 (1) Detailed information about North Carolina medical school student slots,
40 residency slots, and intern slots, including the number of slots for each
41 medical school and medical residency program and how these slots have
42 changed over time. This information shall include the slot caps set by
43 Medicare and other agencies, the methodology used to establish those slot
44 caps, information on how the slot caps have changed over time, and how
45 changes to the slot caps may be accomplished in the future. This information
46 shall also include an assessment of the effect of the slot caps on each medical
47 school and medical residency program in North Carolina.
- 48 (2) Suggested overall objectives for the medical education programs and medical
49 residency programs in the State, including identified outcomes and goals to
50 meet the needs of rural areas.

- 1 (3) Total funding for the North Carolina Area Health Education Centers for the
2 past three fiscal years, the primary purposes of the funding, and outcomes that
3 have been achieved relative to those purposes.
- 4 (4) Total funding for the University of North Carolina at Chapel Hill School of
5 Medicine and the Brody School of Medicine at East Carolina University for
6 the past three fiscal years. This shall include an analysis of the cost of
7 operating each school of medicine compared to the total funding for each
8 school of medicine.
- 9 (5) The total reimbursement paid to hospitals related to Graduate Medical
10 Education (GME) through the Medicaid program, including all of the
11 following methodologies: receipts, claims payments, cost settlements,
12 enhanced payments, and equity supplemental payments. This shall include an
13 analysis of the funding source for this reimbursement, including how much of
14 the funding is provided by the State, by hospitals, and by the federal
15 government.
- 16 (6) A detailed explanation of all Medicaid GME reimbursement methodologies
17 that the Department of Health and Human Services intends to use, or is using,
18 under the transformed North Carolina Medicaid and North Carolina Health
19 Choice programs, as described in S.L. 2015-245, as amended by Section 2 of
20 S.L. 2016-121, Section 11H.17 of S.L. 2017-57, and Section 4 of S.L.
21 2017-186. This explanation shall include a rationale for any changes made to
22 the Medicaid GME reimbursement methodology, outcomes to be achieved by
23 these changes, and methods by which to measure these outcomes.
- 24 (7) Strategies, outside of the publically funded programs, used by hospitals and
25 communities to attract and retain health care providers to rural areas.
- 26 (8) Any recommendations regarding a body to compile and oversee the State's
27 medical education programs and medical residency programs data, including
28 whether this additional oversight body is necessary. If an oversight body is
29 recommended, this recommendation shall also include the composition of the
30 body, the recommended agency to house the body, the duties of the body, the
31 specific information the body is to oversee, the mechanism by which the body
32 will collect the data, and any funding needs for the body.
- 33 (9) An analysis of how other states have modified or developed funding to meet
34 the need in rural areas regarding the recruitment and retention of health care
35 providers, including the use of Medicaid funding, loan forgiveness, and loan
36 repayment. This analysis should include the processes by which other states
37 have identified the need for health care providers by specialty or location and
38 the outcomes achieved.
- 39 (10) Any limitations or parameters set by other entities that may restrict the State's
40 ability to modify programs that support the State's objectives, including (i)
41 Medicaid reimbursement for GME, (ii) loan forgiveness, (iii) loan repayment,
42 or (iv) other sources of funding.

43 **SECTION 4.** A subcommittee authorized by this act and appointed shall develop a
44 proposal for a statewide plan to support medical education programs and medical residency
45 programs within North Carolina in a manner that maximizes the impact of financial and other
46 support provided by the State for these programs and addresses the short-term and long-term
47 health care needs of the State's residents, particularly increased health care access in rural areas.
48 A subcommittee authorized by this act and appointed may provide an interim report to its
49 respective oversight committee by November 1, 2018, and shall report to its respective oversight
50 committee on or before March 1, 2020, at which time a subcommittee authorized by this act shall
51 terminate.

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SECTION 5. This act is effective when it becomes law.