



CHAPTER 143B

ARTICLE 3 - DEPARTMENT OF HEALTH AND HUMAN SERVICES

N.C.G.S. § 143B-216.80.

Division of Health Benefits – creation and organization.

SOURCE	LAST AMENDMENT IN THIS TEXT	RETRIEVED	SOURCE FINGERPRINT
General Statutes of North Carolina, as published by the General Assembly	No amendment history on record	21 September 2026, 04:22 UTC	1a6be79d9ead9ba5d71f1939 - 70fd10bd8c2fb0dc2e48b8f4 - 00fb336a5577ce50

§ 143B-216.80(a) There is hereby established the Division of Health Benefits of the Department of Health and Human Services. The Director shall be the head of the Division of Health Benefits. Upon the elimination of the Division of Medical Assistance, the Division of Health Benefits shall be vested with all functions, powers, duties, obligations, and services previously vested in the Division of Medical Assistance. The Department of Health and Human Services shall have the powers and duties described in G.S. 108A-54(e) in addition to the powers and duties already vested in the Department.

§ 143B-216.80(b) Although generally subject to the laws of this State, the following exemptions, limitations, and modifications apply to the Division of Health Benefits of the Department of Health and Human Services, notwithstanding any other provision of law:

- (1) Employees of the Division of Health Benefits shall not be subject to the North Carolina Human Resources Act, except as provided in G.S. 126-5(c1)(33).
- (2) The Secretary may retain private legal counsel and is not subject to G.S. 114-2.3 or G.S. 147-17(a) through (c).
- (3) The Division of Health Benefits' employment contracts offered pursuant to G.S. 108A-54(e)(2) are not subject to review and approval by the Office of State Human Resources.

(4) If the Secretary establishes alternative procedures for the review and approval of contracts, then the Division of Health Benefits is exempt from State contract review and approval requirements but still may choose to utilize the State contract review and approval procedures for particular contracts. (2015-245, s. 12(a); 2016-121, s. 2(g); 2017-57, s. 11H.17(b).)

END OF SECTION TEXT

APPARATUS FOLLOWS — DERIVED, NOT ENACTED

APPARATUS II
5 AUTHORITIES

Authorities referenced

Every G.S. cross-reference appearing in the text of this section, in order of first appearance. Nothing is characterized; the operative language is quoted from the section itself.

REFERENCE	APPEARS IN	OPERATIVE LANGUAGE IN THIS SECTION
G.S. 108A-54(e)	(a)	"the powers and duties described in"
G.S. 126-5(c1)(33)	(b)(1)	"Resources Act, except as provided in"
G.S. 114-2.3	(b)(2)	"counsel and is not subject to"
G.S. 147-17(a)	(b)(2)	"not subject to G.S. 114-2.3 or"
G.S. 108A-54(e)(2)	(b)(3)	"Benefits' employment contracts offered pursuant to"

APPARATUS III

Citation

FULL SECTION

N.C. Gen. Stat. § 143B-216.80 (2026).

PINPOINT

N.C. Gen. Stat. § 143B-216.80(a) (2026).

Pinpoint keys are set in the left margin of the text rather than line numbers: subsection designators are stable across editions and paper sizes, line numbers are not.

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