

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED (Y/N)
 ADOPTED AS AMENDED (Y/N)
 ADOPTED W/O OBJECTION (Y/N)
 FAILED TO ADOPT (Y/N)
 WITHDRAWN (Y/N)
 OTHER

1 Committee/Subcommittee hearing bill: Insurance & Banking
 2 Subcommittee

3 Representative Hager offered the following:

4

5 **Amendment**

6 Remove lines 312-344 and insert:

7 (a) Any health care provider, carrier, or employer who
 8 elects to contest the disallowance or adjustment of payment by a
 9 carrier under subsection (6) must, within 45 ~~30~~ days after
 10 receipt of notice of disallowance or adjustment of payment,
 11 petition the department to resolve the dispute. The petitioner
 12 must serve a copy of the petition on the carrier and on all
 13 affected parties by certified mail. The petition must be
 14 accompanied by all documents and records that support the
 15 allegations contained in the petition. Failure of a petitioner
 16 to submit such documentation to the department results in
 17 dismissal of the petition.

18 (b) The carrier must submit to the department within 30 ~~10~~
 19 days after receipt of the petition all documentation
 20 substantiating the carrier's disallowance or adjustment. Failure

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21 of the carrier to timely submit such ~~the requested~~ documentation
22 to the department within 30 ~~40~~ days constitutes a waiver of all
23 objections to the petition.

24 (c) Within 120 ~~60~~ days after receipt of all documentation,
25 the department must provide to the petitioner, the carrier, and
26 the affected parties a written determination of whether the
27 carrier properly adjusted or disallowed payment. The department
28 must be guided by standards and policies set forth in this
29 chapter, including all applicable reimbursement schedules,
30 practice parameters, and protocols of treatment, in rendering
31 its determination.

32 (d) If the department finds an improper disallowance or
33 improper adjustment of payment by an insurer, the insurer shall
34 reimburse the health care provider, facility, insurer, or
35 employer within 30 days, subject to the penalties provided in
36 this subsection.

37 (e) The department shall adopt rules to carry out this
38 subsection. The rules may include provisions for consolidating
39 petitions filed by a petitioner and
40