



793356

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/09/2013	.	
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The Committee on Banking and Insurance (Negron) recommended the following:

Senate Amendment

Delete lines 311 - 343
and insert:

(a) Any health care provider, carrier, or employer who elects to contest the disallowance or adjustment of payment by a carrier under subsection (6) must, within 45 ~~30~~ days after receipt of notice of disallowance or adjustment of payment, petition the department to resolve the dispute. The petitioner must serve a copy of the petition on the carrier and on all affected parties by certified mail. The petition must be accompanied by all documents and records that support the



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13 allegations contained in the petition. Failure of a petitioner
14 to submit such documentation to the department results in
15 dismissal of the petition.

16 (b) The carrier must submit to the department within 30 ~~40~~
17 days after receipt of the petition all documentation
18 substantiating the carrier's disallowance or adjustment. Failure
19 of the carrier to timely submit such ~~the requested~~ documentation
20 to the department within 30 ~~40~~ days constitutes a waiver of all
21 objections to the petition.

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

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

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