

By Senator Davis

5-00824-25

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1 A bill to be entitled
2 An act relating to insurance overpayment claims
3 submitted to psychologists; amending s. 627.6131,
4 F.S.; revising a definition; requiring that insurance
5 overpayment claims submitted to psychologists be
6 submitted within a specified timeframe; providing
7 applicability; providing an effective date.
8

9 Be It Enacted by the Legislature of the State of Florida:
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11 Section 1. Subsections (2) and (18) of section 627.6131,
12 Florida Statutes, are amended to read:

13 627.6131 Payment of claims.—

14 (2) As used in this section, except where the context
15 clearly indicates otherwise, the term "claim" for a
16 noninstitutional provider means a paper or electronic billing
17 instrument submitted to the insurer's designated location that
18 consists of the HCFA 1500 data set, or its successor, that has
19 all mandatory entries for a physician licensed under chapter
20 458, chapter 459, chapter 460, chapter 461, or chapter 463, or
21 psychologists licensed under chapter 490 or any appropriate
22 billing instrument that has all mandatory entries for any other
23 noninstitutional provider. For institutional providers, "claim"
24 means a paper or electronic billing instrument submitted to the
25 insurer's designated location that consists of the UB-92 data
26 set or its successor with entries stated as mandatory by the
27 National Uniform Billing Committee.

28 (18) Notwithstanding the 30-month period provided in
29 subsection (6), all claims for overpayment submitted to a

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30 provider licensed under chapter 458, chapter 459, chapter 460,
31 chapter 461, ~~or~~ chapter 466, or chapter 490 must be submitted to
32 the provider within 12 months after the health insurer's payment
33 of the claim. A claim for overpayment may not be permitted
34 beyond 12 months after the health insurer's payment of a claim,
35 except that claims for overpayment may be sought beyond that
36 time from providers convicted of fraud pursuant to s. 817.234.

37 Section 2. The amendments made by this act to s.
38 627.6131(18), Florida Statutes, apply to claims for services
39 provided on or after October 1, 2025.

40 Section 3. This act shall take effect July 1, 2025.