

CS FOR HOUSE BILL NO. 313()**IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTIETH LEGISLATURE - SECOND SESSION****BY****Offered:
Referred:****Sponsor(s): REPRESENTATIVES GRENN, Tuck****A BILL****FOR AN ACT ENTITLED**

1 "An Act relating to payments to providers and covered persons and recovery of
2 payments by health care insurers."

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 21.54.020(d) is amended to read:

5 (d) This section does not prohibit a health care insurer from recovering an
6 amount mistakenly paid to a provider or a covered person. **A health care insurer may**
7 **not seek recovery of an amount mistakenly paid more than 18 months after the**
8 **date the claim was paid unless the**

9 **(1) claim was submitted fraudulently;**

10 **(2) payment was made for a duplicate claim;**

11 **(3) health care services identified in the claim were not delivered**
12 **by the health care provider;**

13 **(4) payment or claim is subject to adjustment by another health**
14 **care insurer; or**

(5) payment or claim is the subject of legal action.

* Sec. 2. AS 21.54.050(d) is amended to read:

(d) This section does not prohibit an insurer from recovering an indemnity mistakenly paid to a provider or a covered person. **A health care insurer may not seek recovery of an amount mistakenly paid more than 18 months after the date the claim was paid unless the**

(1) claim was submitted fraudulently;

(2) payment was made for a duplicate claim;

(3) health care services identified in the claim were not delivered by care provider;

(4) payment or claim is subject to adjustment by another health or

(5) payment or claim is the subject of legal action.

* Sec. 3. AS 39.30 is amended by adding a new section to read:

Sec. 39.30.093. Recovery of payments. A health care insurance plan obtained under AS 39.30.090 or provided under AS 39.30.091 is subject to the requirements of AS 21.54.020(d) and 21.54.050(d) for recovery of an amount mistakenly paid.