

**HOUSE BILL NO. 203**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

**BY REPRESENTATIVE KELLER BY REQUEST**

**Introduced: 4/10/13**

**Referred: Labor and Commerce, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to payment or reimbursement of health care insurance claims."**

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

3 **\* Section 1.** AS 21.54.020(a) is amended to read:

4 (a) **A** [ON THE WRITTEN REQUEST OF A COVERED PERSON, A]  
5 health care insurer shall pay amounts due under a health insurance policy **for covered**  
6 **services rendered by an out-of-network provider by check made out to both the**  
7 **provider and the covered person as joint payees requiring endorsement by both**  
8 **the provider and the covered person** [DIRECTLY TO THE PROVIDER OF  
9 MEDICAL CARE SERVICES]. A health insurance policy may not contain a  
10 provision that requires services be provided by a particular hospital or person, except  
11 as applicable to a health maintenance organization under AS 21.86. **A health care**  
12 **insurer shall reimburse the covered person for payments made by the covered**  
13 **person to the provider if the covered person provides, as part of the claim, clear**  
14 **and convincing evidence that the covered person has paid the provider for the**  
15 **covered services. Nothing in this subsection precludes a health care insurer from**

1        **voluntarily making payment to an out-of-network provider in the single name of**  
2        **the provider.** [IF A HEALTH CARE INSURER MAKES A CLAIM PAYMENT TO  
3        THE COVERED PERSON AFTER THE COVERED PERSON HAS GIVEN  
4        WRITTEN NOTICE ELECTING DIRECT PAYMENT TO THE PROVIDER OF  
5        THE SERVICE, THE HEALTH CARE INSURER SHALL ALSO PAY THAT  
6        AMOUNT TO THE PROVIDER OF THE SERVICE.]

7        \* **Sec. 2.** AS 21.54.020(b) is repealed.