

**HOUSE BILL NO. 313**

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTIETH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES GRENN, Tuck, Eastman

Introduced: 1/26/18

Referred: Health and Social Services, Labor and Commerce

**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**

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

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

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

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

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

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

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

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