

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

COMMITTEE SUBSTITUTE

FOR

HOUSE BILL NO. 3171

By: Smith (Hopper)

COMMITTEE SUBSTITUTE

An Act relating to health maintenance organizations; requiring reimbursement of claims within a certain time period; requiring notification if the claim is contested; providing for payment of uncontested portion of the claim; requiring payment within a certain time period after receiving additional information; defining payment; establishing the interest rate for overdue payments; providing for codification; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2514 of Title 63, unless there is created a duplication in numbering, reads as follows:

A. Every health maintenance organization and prepaid health plan shall reimburse all claims or any portion of a claim from an enrollee, an assignee of the enrollee or a health care provider within sixty (60) days after receipt of the claim by the health maintenance organization or prepaid health plan. If a claim or a portion of a claim is contested by the health maintenance organization or prepaid health plan, the enrollee, the assignee of the enrollee, or the health care provider shall be notified in writing within forty-five (45) days after receipt of the claim by the health maintenance organization or prepaid health plan that the claim is contested or denied. The uncontested portion of the claim shall be paid within sixty (60) days after receipt of the claim by the health maintenance organization or prepaid health plan. The notice that a claim is contested shall identify the

contested portion of the claim and the reasons for contesting the claim.

B. Upon receipt of the additional information requested from the enrollee, assignee of the enrollee, or the health care provider, the health maintenance organization or prepaid health plan shall pay or deny the contested claim or portion of the contested claim within ninety (90) days.

C. Payment shall be treated as being made on the date a draft or other valid instrument which is equivalent to payment was placed in the United States mail in a properly addressed, postpaid envelope or if not so posted on the date of delivery.

D. An overdue payment shall bear simple interest at the rate of ten percent (10%) per year.

SECTION 2. This act shall become effective November 1, 1998.

46-2-9459

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