

Session 117 - (2007-2008)

H*3674 (Rat #0374, Act #0356 of 2008) General Bill, By Cato, Perry, J.H. Neal, Chellis, Harvin, F.N. Smith, Bedingfield, Simrill, Crawford, Leach, W.D. Smith, Alexander, Bales, Bannister, Dantzler, Edge, Gambrell, Hamilton, Haskins, Kennedy, Lowe, Mitchell, Mulvaney, Ott, Pinson, Sandifer, Scarborough, Shoopman, G.R. Smith, Spires, Stewart, Thompson, Toole, White, Young, Brady, Talley, Clemmons, Owens, Hiott, Skelton and Rice

Summary: Health Care Financial Recovery and Protection Act

AN ACT TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 2, CHAPTER 59 TO TITLE 38 SO AS TO ENACT THE "SOUTH CAROLINA HEALTH CARE FINANCIAL RECOVERY AND PROTECTION ACT"; TO REQUIRE AN INSURER, UPON REQUEST, TO PROVIDE THE FEE SCHEDULE THAT IS CONTRACTED WITH THE REQUESTING PHYSICIAN AND TO PROVIDE THAT THE FEE SCHEDULE MUST BE KEPT CONFIDENTIAL; TO PROVIDE THAT CLEAN CLAIMS SUBMITTED BY PAPER MUST BE PAID WITHIN FORTY BUSINESS DAYS OF RECEIPT OR OF THE DATE ALL NECESSARY INFORMATION HAS BEEN RECEIVED AND TWENTY BUSINESS DAYS FOR CLAIMS SUBMITTED ELECTRONICALLY; TO REQUIRE INSURERS TO MAINTAIN A SYSTEM FOR TRACKING RECEIPT AND DISPOSITION OF CLAIMS, TO PROVIDE ACKNOWLEDGEMENT OF CLAIMS RECEIVED AND NOTICE OF DEFECT OR ERRORS IN CLAIMS, AND TO ESTABLISH TIMEFRAMES FOR PROVIDING SUCH INFORMATION; TO PROVIDE THAT CLAIMS THAT ARE NOT TIMELY PAID IN ACCORDANCE WITH THIS ARTICLE ACCRUE INTEREST AT THE LEGAL RATE OF INTEREST, AS PROVIDED FOR IN LAW; TO SPECIFY CIRCUMSTANCES UNDER WHICH INTEREST PAYMENTS ARE NOT REQUIRED; TO ESTABLISH PROCEDURES AND TIMEFRAMES FOR CONDUCTING OVERPAYMENT RECOVERY EFFORTS; TO PROVIDE THAT THIS ARTICLE DOES NOT APPLY TO CLAIMS PROCESSED UNDER ANY NATIONAL ACCOUNT DELIVERY PROGRAM; AND TO PROVIDE THAT THE DEPARTMENT OF INSURANCE SHALL ENFORCE THE PROVISIONS OF THIS ARTICLE AND TO FURTHER SPECIFY SANCTIONS THE DEPARTMENT MAY IMPOSE FOR VIOLATIONS; AND TO AMEND SECTION 38-71-230, RELATING TO WRITTEN NOTICE OF HEALTH INSURANCE CLAIMS POLICIES AND PROCEDURES AND THE ADOPTION OF STANDARDIZED CLAIM FORMS, SO AS TO MAKE TECHNICAL CORRECTIONS. - ratified title

03/08/07	House	Introduced and read first time HJ-10
03/08/07	House	Referred to Committee on Labor, Commerce and Industry HJ-11
02/27/08	House	Member(s) request name added as sponsor: Brady
02/27/08	House	Committee report: Favorable with amendment Labor, Commerce and Industry HJ-3
02/28/08	House	Member(s) request name added as sponsor: Talley, Clemmons, Owens, Hiott, Skelton, Rice
02/28/08	House	Amended HJ-14
02/28/08	House	Read second time HJ-21
02/28/08	House	Unanimous consent for third reading on next legislative day HJ-21
02/29/08	House	Read third time and sent to Senate HJ-1
02/29/08		Scrivener's error corrected
03/04/08	Senate	Introduced and read first time SJ-7
03/04/08	Senate	Referred to Committee on Banking and Insurance SJ-7
03/12/08	Senate	Committee report: Favorable Banking and Insurance SJ-18
03/13/08		Scrivener's error corrected
05/14/08	Senate	Amended SJ-18
05/14/08	Senate	Read second time SJ-18
05/15/08		Scrivener's error corrected
05/15/08	Senate	Read third time and returned to House with amendments SJ-10
05/28/08	House	Senate amendment amended HJ-188
05/28/08	House	Returned to Senate with amendments HJ-196
06/04/08	Senate	Concurred in House amendment and enrolled SJ-308
06/05/08		Ratified R 374
06/11/08		Signed By Governor
07/10/08		Copies available
07/10/08		Effective date 06/11/09
07/14/08		Act No. 356