

Session 115 - (2003-2004)

H 4472 General Bill, By Cato, Wilkins, Altman, G.M. Smith, Sandifer, Simrill, Walker, Kirsh, Leach, Mahaffey, Owens and Chellis

*Similar (S 0644)*

**Summary:** Health Care Financial Recovery Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING CHAPTER 19 TO TITLE 44 SO AS TO ENACT THE "SOUTH CAROLINA HEALTH CARE FINANCIAL RECOVERY ACT" WHICH REQUIRES AN INSURER PROVIDING PAYMENT OR REIMBURSEMENT FOR HEALTH CARE SERVICES TO ACCEPT CERTAIN STANDARDIZED CLAIM FORMS, TO PROVIDE THAT ELIGIBLE CLAIMS PROPERLY SUBMITTED ARE DUE AND PAYABLE BY THE INSURER WITHIN FORTY-FIVE DAYS OF THE DATE RECEIVED, TO REQUIRE AN INSURER TO NOTIFY A CLAIMANT WITHIN FIFTEEN DAYS IF THE CLAIM IS NOT ELIGIBLE AND TO STATE THE REASONS FOR FAILING TO PAY THE CLAIM, TO REQUIRE AN INSURER WHO PAYS OR REIMBURSES HEALTH CARE PROVIDERS THROUGH CAPITATION METHODS TO MAKE PAYMENTS WITHIN FORTY-FIVE DAYS OF THE PROVIDER RENDERING OR BEING RESPONSIBLE FOR RENDERING THE HEALTH CARE SERVICE, TO PROVIDE THAT A CLAIM NOT PROPERLY PAID OR DISPUTED IS OVERDUE AND ACCRUES INTEREST AT THE LEGAL RATE, TO PROVIDE THAT PROVIDERS AND INSUREDS WHO ARE NOT PAID WITHIN SIXTY DAYS FOR ELECTRONIC CLAIMS AND NINETY DAYS FOR PAPER CLAIMS MAY BE AWARDED COURT COSTS AND ATTORNEY FEES, AND TO PROVIDE THAT CERTAIN VIOLATIONS CONSTITUTE UNFAIR TRADE PRACTICES; AND TO AMEND SECTION 38-71-230, RELATING TO THE ADOPTION OF STANDARDIZED CLAIM FORMS AND THE ADDITION OF LOGOS TO CLAIM FORMS, SO AS TO MAKE TECHNICAL CORRECTIONS.

12/17/03	House	Prefiled
12/17/03	House	Referred to Committee on Labor, Commerce and Industry
01/13/04	House	Introduced and read first time HJ-86
01/13/04	House	Referred to Committee on Labor, Commerce and Industry HJ-87
01/14/04	House	Member(s) request name added as sponsor: Owens
03/31/04	House	Member(s) request name added as sponsor: Chellis