

**RESOLUTION 39-07A**

**Title: Retrospective Revenue Recovery by Third Party Payers**  
**Introduced by: Domenic R. Federico, MD, for the Kent County Delegation**  
**Original Author: Patrick J. Droste, MD**  
**Referred to: Reference Committee B**  
**House Action: Adopted as Amended**

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**Whereas, many insurance companies are actually engaged in efforts to request physicians to pay back money dispensed for properly billed services by means of audits and selective chart reviews, and**

**Whereas, the retrospective audits frequently go back to services provided two and three years prior to the time of review, and**

**Whereas, insurance companies frequently do not give due process of arbitration or mediation to their claims for revenue recovery or pay back by the physician, and**

**Whereas, physicians are denied payment for future service until the audit amounts are adjusted; therefore be it**

**RESOLVED: That MSMS continue to oppose the policy of third party payers' retrospective revenue recovery by developing an inventory to collect physician complaints, review policies, and unfavorable appeals to present to legislators and the Insurance Commissioner.**

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**WAYS AND MEANS COMMITTEE FISCAL NOTE: NONE**