

Title: Retroactive Recovery of Funds

Introduced by: James Sondheimer, MD, for the Wayne County Delegation

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Referred by: Reference Committee B

House Action:

Whereas, the time limit for physicians to submit a claim to an insurance carrier is generally limited to one year or less, and

Whereas, the insurance industry has evolved to allow carriers to legally recover payments for medical services in excess of one year, and

Whereas, in some cases the demand for recovery payments is for dates of service, many years earlier, thus rendering the ability of the physician to collect from the patient or a secondary insurance virtually impossible, and

Whereas, this issue is currently part of the MSMS Legislative Agenda; therefore be it

RESOLVED: That MSMS seek legislation that creates equity in the time frames for both the provider community in submitting a health insurance claim and the insurance carriers in seeking retroactive recovery of payments for services rendered; and be it further

RESOLVED: That MSMS make equitable, retroactive recovery of funds' legislation a higher, key, legislative priority in 2011.

WAYS AND MEANS COMMITTEE FISCAL NOTE: NONE