

2018 Regular Session

HOUSE BILL NO. 194

BY REPRESENTATIVE HOWARD

1 AN ACT

2 To amend and reenact R.S. 22:1838(F) and to enact R.S. 22:1838(G), relative to recoupment
3 of health insurance claims payments; to prohibit recoupments after the expiration of
4 eighteen months from the date the initial claim was paid; to provide for applicability;
5 and to provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 22:1838(F) is hereby amended and reenacted and R.S. 22:1838(G)
8 is hereby enacted to read as follows:

9 §1838. Recoupment of health insurance claims payments

10 * * *

11 F.(1) A health insurance issuer shall not retroactively deny, adjust, or seek
12 recoupment or refund of a paid claim for healthcare expenses submitted by a
13 healthcare provider for healthcare services rendered in good faith and pursuant to the
14 benefit plan for any reason after the expiration of eighteen months from the date the
15 initial claim was paid.

16 (2) This Subsection shall not be construed to supersede any provision of law
17 that prescribes a time period less than eighteen months for the retroactive denial of
18 payment or recoupment of monies paid for a claim or the reconsideration of the
19 validity of a claim.

1 G. The provisions of this Section shall not apply to the Office of Group
2 Benefits.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____