

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

H.B. 562
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HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10303-MR-96

Short Title: Health Care Reimbursement Contracts/AOBs.

(Public)

Sponsors: Representative Torbett.

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE PAYMENTS BE MADE DIRECTLY TO HEALTH CARE
3 PROVIDERS UNDER REIMBURSEMENT CONTRACTS AND TO MAKE OTHER
4 STATUTORY CHANGES RELATED TO THOSE CONTRACTS AND TO
5 ASSIGNMENT OF BENEFITS AGREEMENTS.

6 The General Assembly of North Carolina enacts:

7 **SECTION 1.** Article 3 of Chapter 58 of the General Statutes is amended by adding
8 a new section to read:

9 "**§ 58-3-226. Reimbursement contracts and assignment of benefits.**

10 (a) The following definitions apply in this section:

11 (1) Health benefit plan. – As defined in G.S. 58-3-167. The phrase also applies to
12 limited-scope dental and vision insurance.

13 (2) Health care provider. – As defined in G.S. 58-3-225.

14 (3) Insured. – An individual who is eligible to receive benefits from the health
15 benefit plan.

16 (b) Reimbursement Contracts. – A reimbursement contract between a health care
17 provider and an insurer or a third-party payor shall require that reimbursement shall be made
18 directly to the health care provider for any covered service provided by the health care provider
19 under the reimbursement contract.

20 (c) Assignment of Benefits. – An insurer or a third-party payor shall accept and honor a
21 completed assignment of benefits agreement that assigns the insured's reimbursement benefits to
22 a health care provider. The assignment of benefits agreement must be validly executed by the
23 insured. This subsection applies only if there is no reimbursement contract between a health care
24 provider and an insurer or a third-party payor.

25 (d) The prompt claims payment provisions under G.S. 58-3-225 apply to payments made
26 under reimbursement contracts or through an assignment of benefits agreement."

27 **SECTION 2.** This act is effective July 1, 2019, and applies to reimbursement
28 contracts and assignment of benefit agreements entered into or amended on or after that date.

