STATE OF NEW YORK

5649

2023-2024 Regular Sessions

IN SENATE

March 10, 2023

Introduced by Sen. HARCKHAM -- read twice and ordered printed, and when printed to be committed to the Committee on Health

AN ACT to amend the social services law, in relation to preclaim review for participating providers of medical assistance program services and items

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 363-e of the social services law, as added by section 64 of part H of chapter 59 of the laws of 2011, the opening paragraph as amended by section 20 of part C of chapter 60 of the laws of 2014, is amended to read as follows:

§ 363-e. Preclaim review for participating providers of medical assistance program services and items. The department of health and the office of the Medicaid inspector general shall jointly develop requirements for preclaim review. Every service or item within a claim or encounter submitted by a participating provider shall be reviewed and verified by a verification organization prior to submission of a claim or encounter to the department of health or to a managed care provider as defined in paragraph (b) of subdivision one of section three hundred sixty-four-j of this title. The verification organization shall declare each service or item to be verified or unverified **within thirty days of receiving all required supporting documentation from a participating provider**. Each participating provider shall receive and maintain reports from the verification organization which shall contain data on:

1. verified services or items, including whether a service appeared on a conflict or exception report before verification and how that conflict or exception was resolved; and

2. services or items that were not verified, including conflict and exception report data for these services.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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