

## HOUSE BILL No. 2801

By Committee on Health and Human Services

2-7

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AN ACT concerning health care providers; relating to prompt payments of refunds to consumers.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. (a) In the event any health care provider, as defined in K.S.A. 60-513d, and amendments thereto, is paid more than such provider is entitled to receive from a consumer, such provider shall promptly refund the overpayment amount to the consumer within 30 days from which the overpayment accrued on such provider's bookkeeping system. If the health care provider fails to remit the refund within the 30-day period, interest shall accrue on the amount to be refunded to the consumer at a rate of 1.5% per month.

(b) Should a consumer make a written request for such refund as provided in subsection (a) before the 30 days have passed, and such health care provider fails to make the refund within the 30 days, the interest penalty provided for in subsection (a) shall accrue from the date of receipt of the request by such provider. Should the health care provider fail to mark the date the request was received, the date of receipt shall be deemed to occur three days from the date the request was mailed.

(c) This section does not require the health care provider to make a refund to the consumer if the amount to be refunded is less than \$1. In the event the amount is less than \$1 such amount shall be carried as a credit on the consumer's account.

Sec. 2. This act shall take effect and be in force from and after its publication in the statute book.