



Adopted	Rejected
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## COMMITTEE REPORT

YES: 11  
NO: 1

### MR. SPEAKER:

*Your Committee on Insurance, to which was referred House Bill 1271, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1       Page 2, between lines 7 and 8, begin a new paragraph and insert:  
2       "SECTION 2. IC 16-18-2-58.5 IS ADDED TO THE INDIANA  
3       CODE AS A NEW SECTION TO READ AS FOLLOWS  
4       [EFFECTIVE JULY 1, 2026]: Sec. 58.5. "Collection action", for  
5       purposes of IC 16-21-9.5, has the meaning set forth in  
6       **IC 16-21-9.5-1.**".
- 7       Page 2, line 16, delete "IC 16-21-9.5-1." and insert "**IC**  
8       **16-21-9.5-2.**".
- 9       Page 2, between lines 20 and 21, begin a new paragraph and insert:  
10      **"Sec. 1. As used in this chapter, "collection action" means the**  
11      **sale or assignment of a bill to a collection agency, or the pursuit of**  
12      **litigation, by a hospital or any organization that has a financial**  
13      **relationship with the hospital."**.

1       Page 2, line 21, delete "1." and insert "2.".  
2       Page 2, delete line 25.  
3       Page 2, line 26, delete "(4)" and insert "(3)".  
4       Page 2, between lines 27 and 28, begin a new line block indented  
5       and insert:  
6           **"(4) Any other payment plans made available to a patient by  
7           a hospital."**  
8       Page 2, line 28, delete "2." and insert "3.".  
9       Page 3, line 10, delete "3." and insert "4.".  
10      Page 3, line 13, delete "Inpatient and outpatient registration" and  
11      insert **"Registration"**.  
12      Page 3, delete lines 16 through 18.  
13      Page 3, line 19, delete "4." and insert "5.".  
14      Page 3, line 22, delete "5." and insert "6.".  
15      Page 3, line 29, delete "6." and insert "7.".  
16      Page 3, line 32, delete "7." and insert "8.".  
17      Page 3, line 34, delete "8." and insert "9.".  
18      Page 5, between lines 1 and 2, begin a new line block indented and  
19      insert:  
20           **"(3) A third party contractor of an entity described in  
21           subdivision (1) or (2)."**  
22      Page 5, delete lines 14 through 21.  
23      Page 5, line 35, after "before" insert **"prospectively"**.  
24      Page 6, delete lines 30 through 42.  
25      Page 7, delete lines 1 through 17, begin a new paragraph and insert:  
26           "SECTION 12. IC 27-8-5.7-10, AS ADDED BY P.L.55-2006,  
27           SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
28           JULY 1, 2026]: Sec. 10. (a) An insurer may not, more than two (2)  
29           years after the date on which an overpayment on a provider claim was  
30           made to the provider by the insurer:  
31              (1) request that the provider repay the overpayment; or  
32              (2) adjust a subsequent claim filed by the provider as a method of  
33              obtaining reimbursement of the overpayment from the provider.  
34           (a) An insurer may not retroactively audit a paid claim or seek  
35           recoupment or a refund of a paid claim more than one hundred  
36           eighty (180) days after the date on which the claim was initially  
37           paid.  
38           (b) An insurer may not be required to correct a payment error to a

1 provider more than two (2) years after the date on which a payment on  
2 a provider claim was made to the provider by the insurer. if notice of  
3 the payment error is not provided within one hundred eighty (180)  
4 days after payment for a fully adjudicated claim is received.

5 (c) This section does not apply in cases of fraud by the provider, the  
6 insured, or the insurer with respect to the **health benefits** claim on  
7 which the overpayment or underpayment was made.".

8 Page 7, line 32, after "before" insert "**prospectively**".

9 Page 8, delete lines 29 through 42.

10 Page 9, delete lines 1 through 12, begin a new paragraph and insert:

11 "SECTION 18. IC 27-13-36.2-8, AS ADDED BY P.L.55-2006,  
12 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE  
13 JULY 1, 2026]: Sec. 8. (a) A health maintenance organization may not,  
14 more than two (2) years after the date on which an overpayment on a  
15 provider claim was made to the provider by the health maintenance  
16 organization:

17 (1) request that the provider repay the overpayment; or

18 (2) adjust a subsequent claim filed by the provider as a method of  
19 obtaining reimbursement of the overpayment from the provider.

20 (a) **A health maintenance organization may not retroactively**  
21 **audit a paid claim or seek recoupment or a refund of a paid claim**  
22 **more than one hundred eighty (180) days after the date on which**  
23 **the claim was initially paid.**

24 (b) A health maintenance organization may not be required to  
25 correct a payment error to a provider **more than two (2) years after the**  
26 **date on which a payment on a provider claim was made to the provider**  
27 **by the health maintenance organization. if notice of the payment**  
28 **error is not provided within one hundred eighty (180) days after**  
29 **payment for a fully adjudicated claim is received.**

30 (c) This section does not apply in cases of fraud by the provider, the  
31 enrollee, or the health maintenance organization with respect to the

- 1       **health benefits** claim on which the overpayment or underpayment was
- 2       made.".
- 3       Renumber all SECTIONS consecutively.  
(Reference is to HB 1271 as introduced.)

**and when so amended that said bill do pass.**

Representative Carbaugh