

The Senate Committee on Insurance and Labor offered the following substitute to HB 323:

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 3 of Title 33 of the Official Code of Georgia Annotated, relating to  
2 authorization and general requirements for transaction of insurance, so as to provide for a  
3 benefit provider to disclose certain payments to a treating healthcare provider; to provide for  
4 definitions; to provide for related matters; to provide for an effective date; to repeal  
5 conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 3 of Title 33 of the Official Code of Georgia Annotated, relating to authorization and  
9 general requirements for transaction of insurance, is amended by adding a new Code section  
10 to read as follows:

11 "33-3-28.1.

12 (a) As used in this Code section, the term:

13 (1) 'Benefit provider' means any insurer, health maintenance organization, health benefit  
14 plan, preferred provider organization, employee benefit plan, or other entity which  
15 provides for payment or reimbursement of healthcare expenses, healthcare services,

16 disability payments, lost wage payments, or any other benefits under a policy of  
17 insurance or contract with an individual or group.

18 (2) 'Injured party' means a person who alleges that he or she has been injured by the acts  
19 or omissions of a third party and who has received payments or reimbursements from a  
20 benefit provider. Such term also includes the personal representative of the estate of such  
21 person.

22 (3) 'Treating healthcare provider' means a person duly licensed or legally authorized to  
23 provide healthcare services in this state and who has provided such services to an injured  
24 party.

25 (b) Within 30 days of a written request from a treating healthcare provider, a benefit  
26 provider shall provide to such treating healthcare provider a written accounting of any and  
27 all payments and reimbursements made to an injured party for such treating healthcare  
28 provider's healthcare services to such injured party."

29 **SECTION 2.**

30 This Act shall become effective upon its approval by the Governor or upon its becoming law  
31 without such approval.

32 **SECTION 3.**

33 All laws and parts of laws in conflict with this Act are repealed.