

17:33A-6

LEGISLATIVE HISTORY CHECKLIST

NJSA: 17:33A-6 (Insurance practitioners
--establish regulations for
verification)

LAWS OF: 1985 CHAPTER: 358

BILL NO: A3488

Sponsor(s): Bocchini and others

Date Introduced: April 15, 1985

Committee: Assembly: -----
Senate: Labor, Industry and Professions

Amended during passage: No

Date of Passage: Assembly: April 29, 1985
Senate: September 12, 1985

Date of Approval: November 12, 1985

Following statements are attached if available:

Sponsor statement: Yes

Committee statement: Assembly No
Senate Yes

Fiscal Note: No

Veto Message: No

Message on Signing: No

Following were printed:

Reports: No

Hearings: No

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ASSEMBLY, No. 3488

STATE OF NEW JERSEY

INTRODUCED APRIL 15, 1985

By Assemblymen BOCCHINI, M. ADUBATO, DEVERIN,
LaROCCA and LOVEYS

AN ACT concerning the verification of certain insurance claims and
amending P. L. 1983, c. 320.

1 BE IT ENACTED *by the Senate and General Assembly of the State*
2 *of New Jersey:*

1 1. Section 6 of P. L. 1983, c. 320 (C. 17:33A-6) is amended to read
2 as follows:

3 6. a. Insurance claim forms shall contain a statement in a form
4 approved by the commissioner that clearly states in substance the
5 following: "Any person who knowingly files a statement of claim
6 containing any false or misleading information is subject to crimi-
7 nal and civil penalties."

8 b. The commissioner shall promulgate rules and regulations
9 requiring any or all persons or practitioners seeking payment for
10 services or materials which will be reimbursed by an insurer to
11 verify **[, under oath,]** that the services and materials furnished
12 were necessary and were, in fact, furnished. The furnishing of a
13 verification required under this subsection shall be a condition
14 precedent to payment by the insurer or recourse against the insured.

1 2. This act shall take effect immediately.

STATEMENT

The "under oath" that has been deleted by the provisions of this bill has been interpreted to mean that every bill for services or materials from a practitioner or other person which is to be reimbursed by an insurer must be notarized by a notary public. This

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted in the law.

would be an unnecessary burden for health professionals and other persons who would have to comply with this provision. In spite of this change in the law, the Commissioner of Insurance will still be required to promulgate rules and regulations requiring verification by these practitioners and other persons that the services and materials furnished were necessary and were furnished.

SENATE LABOR, INDUSTRY AND PROFESSIONS
COMMITTEE

STATEMENT TO

ASSEMBLY, No. 3488

STATE OF NEW JERSEY

DATED: JUNE 13, 1985

This bill amends the "New Jersey Insurance Fraud Prevention Act" of 1983 and provides that a health practitioner or other person who has supplied services or materials which are to be reimbursed by an insurer does not have to verify such "under oath" and, thereby, eliminates the need for his signature on the verification being notarized by a notary public. In spite of this amendment, the Commissioner of Insurance will still be required to promulgate rules and regulations requiring verification by these practitioners and other persons that the services and materials were necessary and furnished. The amendment only eliminates the excessive burden of having the practitioner's or other person's signature on the verification on the invoice being notarized by a notary public.