

MAINE STATE LEGISLATURE

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120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 246

H.P. 211

House of Representatives, January 23, 2001

An Act to Ensure Appropriate Audit Procedures.

Reference to the Committee on Health and Human Services suggested and ordered printed.

Millicent M. MacFarland

MILLICENT M. MacFARLAND, Clerk

Presented by Representative MAYO of Bath.
Cosponsored by Senator LONGLEY of Waldo and
Representatives: DUDLEY of Portland, FULLER of Manchester, KANE of Saco, LOVETT
of Scarborough, O'BRIEN of Augusta, RICHARDSON of Brunswick, SULLIVAN of
Biddeford, WINSOR of Norway.

Be it enacted by the People of the State of Maine as follows:

2 **Sec. 1. 22 MRSA §13, sub-§5** is enacted to read:

4 **5. Audit methods.** When conducting audits pursuant to this
6 section, the department may not engage a private vendor to
8 conduct the audit or base any auditor's compensation on a
10 percentage of the alleged overpayment amount. The department
12 shall disclose to the public any mathematical algorithm used in
14 performance of an audit. This subsection applies retroactively
16 to January 1, 2000.

14 SUMMARY

16 This bill prohibits the Department of Human Services from
18 proceeding with an audit initiative in which a private vendor is
20 engaged or any vendor is paid on a contingent fee basis to pursue
alleged overpayments to health care providers in Maine. Also,
the bill requires the department to disclose to the public any
mathematical algorithm used in an audit.