

(2) promptly notify the attending health care provider and patient of the determination.

(b) A private review agent shall:

(1) make all determinations on whether to authorize or certify an extended stay in a health care facility or additional health care services within 1 working day of receipt of the information necessary to make the determination; and

(2) promptly notify the attending health care provider of the determination.

(c) If an initial determination is made by the private review agent not to authorize or certify a course of treatment, an extended stay in a health care facility, or additional health care services and the attending health care provider believes the determination warrants an immediate reconsideration, the private review agent shall provide the attending health care provider an opportunity to seek a reconsideration of that determination by telephone on an expedited basis not to exceed 24 hours of the health care provider seeking the reconsideration.

(d) For emergency inpatient admissions, a private review agent may not render an adverse decision or deny coverage for medically necessary covered services solely because the hospital did not notify the private review agent of the emergency admission within 24 hours or other prescribed period of time after that admission if the patient's medical condition prevented the hospital from determining:

(1) the patient's insurance status; and

(2) the private review agent's emergency admission notification requirements.

(e) For an involuntary or voluntary inpatient admission of a patient determined by the patient's physician or psychologist in conjunction with a member of the medical staff of the hospital who has privileges to admit patients to be in imminent danger to self or others, a private review agent may not render an adverse decision as to the admission of a patient during the first 24 hours the patient is in an inpatient facility or until the next business day of the private review agent, whichever is later. The hospital shall immediately notify the private review agent that a patient has been admitted and shall state the reasons for the admission.]

15-10B-08.

(A) IF A CARRIER DELEGATES ITS INTERNAL GRIEVANCE PROCESS TO A PRIVATE REVIEW AGENT, THE PRIVATE REVIEW AGENT SHALL ESTABLISH AN INTERNAL GRIEVANCE PROCESS FOR ITS PATIENTS AND HEALTH CARE PROVIDERS ACTING ON BEHALF OF A PATIENT.

(B) A PRIVATE REVIEW AGENT'S INTERNAL GRIEVANCE PROCESS SHALL MEET THE SAME REQUIREMENTS ESTABLISHED UNDER §§ 15-10A-02 THROUGH 15-10A-05 OF THIS TITLE.