

**CHAPTER 45-06-10
UTILIZATION REVIEW**

Section	
45-06-10	Definitions
45-06-10	Subsequent Determination After Initial Appeal

45-06-10-01. Definition. For purposes of this chapter "licensed practitioner" includes dentist, chiropractor, psychologist, and optometrist.

History: Effective September 1, 1994.

General Authority: NDCC 26.1-01-08, 28-32-02

Law Implemented: NDCC 26.1-26.4-04

45-06-10-02. Subsequent determination after initial appeal.

1. After an initial appeal to reverse a determination regarding hospital, medical, or other health care services is unsuccessful, a subsequent determination which may result in denial of third-party reimbursement or denial of precertification for service must include the evaluation, findings, and concurrence of a physician or licensed practitioner trained in the relevant specialty to make a final determination that care provided or to be provided was, is, or may be medically inappropriate.
2. A physician or licensed practitioner must hold a valid, current professional license issued by an appropriate professional board.
3. Compensation of a physician or licensed practitioner giving an opinion in regard to any determination under subsection 1 may not be dependent in any way upon the result of the final determination.

History: Effective September 1, 1994.

General Authority: NDCC 26.1-01-08, 28-32-02

Law Implemented: NDCC 26.1-26.4-04