



**Hundredth Legislature - Second Session - 2008**  
**Committee Statement**  
**LB 513**

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**Hearing Date:** February 21, 2007  
**Committee On:** Health and Human Services

**Introducer(s):** (Fulton)  
**Title:** Provide billing requirements for anatomic pathology services

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**Roll Call Vote – Final Committee Action:**

- Advanced to General File
  - Advanced to General File with Amendments
  - X Indefinitely Postponed
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**Vote Results:**

7	Yes	Senator(s): Johnson, Erdman, Hansen, Howard, Gay, Pankonin, Stuthman
0	No	
0	Present, not voting	
0	Absent	

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**Proponents:**

Steffan R. Lacey  
Gene N. Herbek  
William J. Mueller

**Representing:**

Nebraska Association of Pathologists  
College of American Pathologists  
Pharmaceutical Research Manufacturers of America

**Opponents:**

Leslie Spry  
David Watts  
Margaret Sutton  
Robb Bohannon  
Joel Schlessinger

**Representing:**

Nebraska Medical Association  
Nebraska Dermatology Society  
Nebraska Dermatology Society  
American Academy of Dermatology Association  
Nebraska Dermatology Society

**Neutral:**

**Representing:**

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**Summary of purpose and/or changes:**

LB 513 adds new provisions relating to anatomic pathology services. The bill provides that a claim, bill, or demand for payment for anatomic pathology services may only be presented to (1) the patient; (2) the responsible insurer or other third-party payor; (3) the hospital, public health clinic, or nonprofit health clinic ordering the services; (4) the referring laboratory, other than a laboratory of a physician's office or group practice that does not perform the professional

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component of the anatomic pathology service for which the claim, bill, or demand is presented; or (5) governmental agencies or their specified public or private agent, agency, or organization on behalf of the recipient of the services.

The bill permits a referring laboratory to bill for anatomic pathology services in instances where a sample or samples must be sent to another specialist. The referring laboratory, however, cannot be a laboratory of a physician's office or group practice that does not perform the professional component of the anatomic pathology service involved.

In order for a licensed practitioner in the state to charge, bill, or otherwise solicit payment for anatomic pathology services, the services must be rendered personally by the licensed practitioner or under the licensed practitioner's direct supervision in accordance with applicable provisions of the federal law.

Reimbursement may not be required if charges or claims are submitted in violation of the bill. The provisions of the bill may not be construed to mandate the assignment of benefits for anatomic pathology services. Violation of the bill's provisions would be "unprofessional conduct" and a ground for discipline under the Uniform Licensing Law (section 71-148).

**Explanation of amendments, if any:**

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**Senator Joel Johnson, Chairperson**