DIVISION 80

OPERATIONS

111-080-0005

Overpayments and Underpayments

(1) For the purpose of this rule:

(a) "Overpayment" means the amount of a Participating District's monthly payment to OEBB that exceeded the amount due.

(b) "Underpayment" means a payment submitted by a Participating District that is less than the invoiced amount.

(2) Participating Districts seeking a refund of overpayments must:

(a) Notify OEBB ~~up to~~ **within** 90 calendar days from the date overpayment occurred;

(b) OEBB will resolve member overpayments by requesting a refund from the carrier **in accordance with the law.** ~~except for overpayments submitted after 90 calendar days and overpayments resulting from member misrepresentation;~~ **The carrier shall refund the premium to OEBB back to the date of the termination or the date allowed by law for recoupment of paid claims.**

(c) OEBB will generally reimburse Participating District overpayments through adjustments to future monthly payments.

(3) The Participating District shall submit any underpayment to OEBB as soon as it is discovered.

(4) OEBB reserves the right to issue surcharges or use other appropriate means for Participating District's that submit underpayments.