

~~(F)~~ (B) IF A ~~COURSE OF TREATMENT~~ HEALTH CARE SERVICE FOR A PATIENT HAS BEEN PREAUTHORIZED OR APPROVED BY A CARRIER OR THE CARRIER'S PRIVATE REVIEW AGENT, THE CARRIER MAY NOT DENY REIMBURSEMENT TO A HEALTH CARE PROVIDER FOR THE PREAUTHORIZED OR APPROVED ~~SERVICES~~ SERVICE DELIVERED TO THAT PATIENT UNLESS:

(1) THE INFORMATION SUBMITTED TO THE CARRIER REGARDING THE ~~SERVICES~~ SERVICE TO BE DELIVERED TO THE PATIENT WAS FRAUDULENT OR INTENTIONALLY MISREPRESENTATIVE ~~OR~~;

(2) CRITICAL INFORMATION REQUESTED BY THE CARRIER REGARDING ~~SERVICES~~ THE SERVICE TO BE DELIVERED TO THE PATIENT WAS OMITTED SUCH THAT THE CARRIER'S DETERMINATION WOULD HAVE BEEN DIFFERENT HAD IT KNOWN THE CRITICAL INFORMATION; ~~OR~~

~~(2)~~ (3) ~~THE~~ A PLANNED COURSE OF TREATMENT FOR THE PATIENT THAT WAS APPROVED BY THE CARRIER WAS NOT SUBSTANTIALLY FOLLOWED BY THE HEALTH CARE PROVIDER; OR

(4) ON THE DATE THE PREAUTHORIZED OR APPROVED SERVICE WAS DELIVERED:

(I) THE PATIENT WAS NOT COVERED BY THE CARRIER;

(II) THE CARRIER MAINTAINED AN AUTOMATED ELIGIBILITY VERIFICATION SYSTEM THAT WAS AVAILABLE TO THE CONTRACTING PROVIDER BY TELEPHONE OR VIA THE INTERNET; AND

(III) ACCORDING TO THE VERIFICATION SYSTEM, THE PATIENT WAS NOT COVERED BY THE CARRIER.

(C) A CARRIER SHALL PAY A CLAIM FOR A PREAUTHORIZED OR APPROVED COVERED HEALTH CARE SERVICE IN ACCORDANCE WITH §§ 15-1005 AND 15-1008 OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act applies to reimbursements for health care services that are preauthorized or approved on or after June 1, 2000.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect ~~October~~ June 1, 2000.

Approved May 11, 2000.