

A NONPROFIT HEALTH SERVICE PLAN MAY NOT:

(I) DENY A CLAIM MADE BY ANY PERSON UNDER A CONTRACT, CERTIFICATE, OR POLICY UNDER A NONPROFIT HEALTH SERVICE PLAN FOR ANY UNFAIR OR UNFAIRLY DISCRIMINATORY REASON;

(II) WITHOUT JUST CAUSE, REQUIRE ANY PERSON MAKING A CLAIM UNDER A CONTRACT, CERTIFICATE, OR POLICY UNDER A NONPROFIT HEALTH SERVICE PLAN TO ACCEPT LESS THAN THE AMOUNT DUE; OR

(III) FAIL TO NOTIFY IN WRITING ANY MEMBER OF A NONPROFIT HEALTH SERVICE PLAN OF ANY DENIAL OF A PROPERLY COMPLETED CLAIM WITHIN 60 DAYS OF RECEIPT OF THE CLAIM BY THE PLAN.

(3) WHENEVER IT APPEARS TO THE COMMISSIONER THAT A PARTICULAR ACT OR PRACTICE OR PROPOSED ACT OR PRACTICE OF A CORPORATION LICENSED UNDER ANY SECTION OF THIS SUBTITLE THAT MAINTAINS OR OPERATES A NONPROFIT HEALTH SERVICE PLAN IS IN VIOLATION OF SUBTITLE 15 OF THIS ARTICLE OR OF THIS SUBSECTION, THE BURDEN OF PERSUASION SHALL BE UPON THE CORPORATION TO SHOW THAT THE ACT OR PRACTICE OR PROPOSED ACT OR PRACTICE IS NOT IN VIOLATION OF SUBTITLE 15 OF THIS ARTICLE OR OF THIS SUBSECTION.

354C.

~~(a) It shall be unlawful for any corporation required to be licensed under any section of this subtitle and maintaining or operating a nonprofit health service plan to do or cause to be done, directly or indirectly, any of the following acts:~~

~~{(i)} (1) To make, publish, declare, follow or practice any underwriting standard with respect to any nonprofit health service plan which is arbitrary, unfair, capricious or unfairly discriminatory.~~

~~{(ii)} (2) To refuse to underwrite or cancel any contract, certificate or policy under a nonprofit health service plan for any arbitrary, capricious or unfairly discriminatory reason.~~

~~{(iii)} (3) To refuse to enroll or cancel any person under any existing contract, certificate or policy under a nonprofit health service plan for any unfair, arbitrary, capricious or unfairly discriminatory reason.~~

~~{(iv)} (4) To deny a claim made by any person under a contract, certificate or policy under a nonprofit health service plan for any unfair, arbitrary, capricious or unfairly discriminatory reason.~~

~~{(v)} (5) To require without just cause any person making a claim under a~~