

490A-2.

NOTWITHSTANDING ANY PROVISION OF A GROUP OR INDIVIDUAL POLICY, OR CONTRACT, OR ANY CERTIFICATE ISSUED THEREUNDER, OF HEALTH AND/OR SICKNESS, AND/OR ACCIDENT, AND/OR DISABILITY INSURANCE WHICH IS WRITTEN ON AN EXPENSE INCURRED BASIS, DELIVERED WITHIN THE STATE, OR ISSUED TO A GROUP WHICH IS INCORPORATED OR HAS A MAIN OFFICE LOCATED IN THE STATE, OR COVERING PERSONS WHO RESIDE OR WORK WITHIN THE STATE, WHENEVER SUCH POLICY, CONTRACT, OR CERTIFICATE PROVIDES FOR REIMBURSEMENT FOR ANY SERVICE WHICH IS WITHIN THE LAWFUL SCOPE OF PRACTICE OF A DULY CERTIFIED NURSE MIDWIFE, THE INSURED, OR ANY OTHER PERSON COVERED BY THE POLICY, CONTRACT, OR CERTIFICATE, SHALL BE ENTITLED TO REIMBURSEMENT FOR SUCH SERVICE, WHETHER THE SERVICE IS PERFORMED BY A DOCTOR OF MEDICINE OR A DULY CERTIFIED NURSE MIDWIFE. THE PROVISIONS OF THIS SECTION SHALL APPLY TO ALL SUCH POLICIES, CONTRACTS, OR CERTIFICATES ISSUED, RENEWED, MODIFIED, ALTERED, AMENDED, OR REISSUED ON OR AFTER JULY 1, 1979.

## Article 43 - Health

42.

(a) (2) (I) For this purpose, [he] THE SECRETARY may contract with insurance companies, nonprofit health service plans, or with individuals, associations, partnerships, incorporated or unincorporated groups of physicians, chiropractors, dentists, podiatrists, optometrists (as defined in §372 of this article), pharmacists, hospitals, nursing homes, nurses, opticians, and other health practitioners duly licensed or certified in this State who perform services upon the prescription or referral of a physician, for the provision of care for eligible persons. The contracts shall be for a one-year period and may be renewed. Within the provisions of the budget the Secretary is authorized to provide for bedside nursing care for eligible persons.

(II) IN THIS PARAGRAPH A "NURSE MIDWIFE" MEANS A LICENSED REGISTERED NURSE WHO HAS BEEN CERTIFIED BY THE AMERICAN COLLEGE OF NURSE-MIDWIVES AS A NURSE MIDWIFE. FOR THE PURPOSES OF THIS SECTION THE NURSE MIDWIFE NEED NOT BE UNDER THE SUPERVISION OF A PHYSICIAN. THE SECRETARY MAY CONTRACT WITH NURSE MIDWIVES FOR THE PROVISION OF CARE FOR ELIGIBLE PERSONS. UTILIZATION OF BENEFITS UNDER THIS PARAGRAPH BY A NURSE MIDWIFE IS SUBJECT TO A PEER REVIEW COMMITTEE APPOINTED BY THE STATE BOARD OF EXAMINERS OF NURSES.

294.

(a) The Board shall have the following powers and duties:

(18) TO MAINTAIN AN UP-TO-DATE LIST OF ALL NURSE