

COMMISSIONER REQUIRES FOR ADEQUATE FINANCIAL EVALUATION;

(11) COPIES OF ANY PROPOSED ADVERTISING AND PROPOSED TECHNIQUES AND METHODS OF SELLING THE SERVICES OF THE HEALTH MAINTENANCE ORGANIZATION; AND

(12) A POWER OF ATTORNEY THAT IS EXECUTED BY THE HEALTH MAINTENANCE ORGANIZATION APPOINTING THE COMMISSIONER AS AGENT OF THE ORGANIZATION IN THIS STATE TO ACCEPT SERVICE OF PROCESS IN ANY ACTION, PROCEEDING, OR CAUSE OF ACTION ARISING IN THIS STATE AGAINST THE HEALTH MAINTENANCE ORGANIZATION.

REVISOR'S NOTE: This section formerly appeared as the second sentence of former Article 43, § 843(c).

In subsection (b)(5) of this section, the reference to a "statement by each individual referred to in item (3) of this section that fully discloses" is substituted for the requirement that the individuals "shall disclose fully to the Commissioner and the governing body of the organization", to specify the manner of disclosure.

Subsection (b)(10)(ii) of this section is rephrased for clarity and conformity to current business practices.

As to the joint internal procedures, referred to in subsection (b)(6) of this section, see § 19-705(b) of this subtitle.

The only other changes are in style.

The Commission to Revise the Annotated Code notes, for consideration by the General Assembly, that the phrase in subsection (b)(5) of this section, "any possible conflict of interests", is a broad, undefined requirement. The General Assembly may wish to clarify what is required.

- Defined terms: "Commissioner" § 19-701
- "Health care services" § 19-701
- "Health maintenance organization" § 19-701
- "Includes"/"including" § 1-101
- "Member" § 19-701 "Secretary" § 1-101
- "Person" § 1-101 "Subscriber" § 19-701
- "Physician" § 1-101

19-709. INITIAL FEES.

(A) APPLICATION FEE.

WHEN A HEALTH MAINTENANCE ORGANIZATION FILES ITS