

QUALIFICATIONS OF PRIVATE REVIEW AGENTS OR THE PERFORMANCE OF UTILIZATION REVIEW.

(2) THE SECRETARY SHALL DENY A CERTIFICATE TO ANY APPLICANT THAT DOES NOT PROVIDE ASSURANCES SATISFACTORY TO THE SECRETARY THAT:

(I) THE PROCEDURES AND POLICIES OF THE PRIVATE REVIEW AGENT WILL PROTECT THE CONFIDENTIALITY OF MEDICAL RECORDS IN ACCORDANCE WITH APPLICABLE STATE AND FEDERAL LAWS; AND

(II) THE PRIVATE REVIEW AGENT WILL BE ACCESSIBLE TO PATIENTS AND PROVIDERS 5 WORKING DAYS A WEEK DURING NORMAL BUSINESS HOURS IN THIS STATE.

(B) THE SECRETARY MAY REVOKE A CERTIFICATE IF THE HOLDER DOES NOT COMPLY WITH PERFORMANCE ASSURANCES UNDER THIS SECTION, VIOLATES ANY PROVISION OF THIS SUBTITLE, OR VIOLATES ANY REGULATION ADOPTED UNDER ANY PROVISION OF THIS SUBTITLE.

(C) (1) BEFORE DENYING OR REVOKING A CERTIFICATE UNDER THIS SECTION, THE SECRETARY SHALL PROVIDE THE APPLICANT OR CERTIFICATE HOLDER WITH REASONABLE TIME TO SUPPLY ADDITIONAL INFORMATION DEMONSTRATING COMPLIANCE WITH THE REQUIREMENTS OF THIS SUBTITLE AND THE OPPORTUNITY TO REQUEST A HEARING.

(2) IF AN APPLICANT OR CERTIFICATE HOLDER REQUESTS A HEARING, THE SECRETARY SHALL SEND A HEARING NOTICE BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED, AT LEAST 30 DAYS BEFORE THE HEARING.

(3) THE SECRETARY SHALL HOLD THE HEARING IN ACCORDANCE WITH TITLE 10, SUBTITLE 2 OF THE STATE GOVERNMENT ARTICLE.

19-1308.

THE SECRETARY MAY WAIVE THE REQUIREMENTS OF THIS SUBTITLE FOR A PRIVATE REVIEW AGENT THAT OPERATES SOLELY UNDER CONTRACT WITH THE FEDERAL GOVERNMENT FOR UTILIZATION REVIEW OF PATIENTS ELIGIBLE FOR HOSPITAL SERVICES UNDER TITLE XVIII OF THE SOCIAL SECURITY ACT.

19-1309.

THE SECRETARY SHALL PERIODICALLY PROVIDE A LIST OF PRIVATE REVIEW AGENTS ISSUED CERTIFICATES AND THE RENEWAL DATE FOR THOSE CERTIFICATES TO:

- (1) THE MARYLAND CHAMBER OF COMMERCE;
- (2) THE MEDICAL AND CHIRURGICAL FACULTY OF MARYLAND;