

(2) THE HEALTH MAINTENANCE ORGANIZATION SHALL MEET THE REQUIREMENTS OF SUBTITLE 13 OF THIS TITLE AND ALL REGULATIONS FOR THE PERFORMANCE OF UTILIZATION REVIEW.

Article 48A - Insurance Code

354HH.

(A) EVERY NONPROFIT HEALTH SERVICE PLAN PROPOSING TO ISSUE OR DELIVER A HEALTH INSURANCE POLICY OR CONTRACT OR ADMINISTER A HEALTH BENEFIT PROGRAM WHICH PROVIDES FOR THE COVERAGE OF HOSPITAL BENEFITS AND THE UTILIZATION REVIEW OF THOSE BENEFITS SHALL: ~~MEET THE REQUIREMENTS OF SUBTITLE 13 OF TITLE 19 OF THE HEALTH - GENERAL ARTICLE;~~

(1) HAVE A CERTIFICATE IN ACCORDANCE WITH SUBTITLE 13 OF TITLE 19 OF THE HEALTH - GENERAL ARTICLE;

(2) CONTRACT WITH A PRIVATE REVIEW AGENT THAT HAS A CERTIFICATE IN ACCORDANCE WITH SUBTITLE 13 OF TITLE 19 OF THE HEALTH - GENERAL ARTICLE; OR

(3) CONTRACT WITH OR DELEGATE TO A HOSPITAL UTILIZATION REVIEW PROGRAM APPROVED UNDER § 19-319(D) OF THE HEALTH - GENERAL ARTICLE.

(B) NOTWITHSTANDING ANY OTHER PROVISION OF THIS ARTICLE, FOR CLAIMS WHERE THE MEDICAL NECESSITY OF THE PROVISION OF A COVERED BENEFIT IS DISPUTED, A NONPROFIT HEALTH SERVICE PLAN THAT DOES NOT MEET THE REQUIREMENTS OF SUBSECTION (A) OF THIS SECTION SHALL PAY ANY PERSON OR HOSPITAL ENTITLED TO REIMBURSEMENT UNDER THE POLICY, CONTRACT, OR CERTIFICATE IN ACCORDANCE WITH THE DETERMINATION OF MEDICAL NECESSITY BY THE HOSPITAL UTILIZATION REVIEW PROGRAM APPROVED UNDER SECTION 19-319(D) OF THE HEALTH - GENERAL ARTICLE.

370Y.

(A) EVERY INSURER PROPOSING TO ISSUE OR DELIVER A HEALTH INSURANCE POLICY OR CONTRACT OR ADMINISTER A HEALTH BENEFIT PROGRAM WHICH PROVIDES FOR THE COVERAGE OF HOSPITAL BENEFITS AND THE UTILIZATION REVIEW OF SUCH BENEFITS SHALL: ~~MEET THE REQUIREMENTS OF SUBTITLE 13 OF TITLE 19 OF THE HEALTH - GENERAL ARTICLE;~~

(1) HAVE A CERTIFICATE IN ACCORDANCE WITH SUBTITLE 13 OF TITLE 19 OF THE HEALTH - GENERAL ARTICLE;

(2) CONTRACT WITH A PRIVATE REVIEW AGENT THAT HAS A CERTIFICATE IN ACCORDANCE WITH SUBTITLE 13 OF TITLE 19 OF THE HEALTH - GENERAL ARTICLE; OR