

WILLIAM DONALD SCHAEFER, Governor

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 TITLE 19, SUBTITLE 13 OF THE HEALTH - GENERAL ARTICLE.

Article - Health - General

19-710.

(j) (1) With the approval of the Department, the health maintenance organization shall provide continuous internal peer review for monitoring and evaluating patient records for:

[(1)] (I) Quality of care; and

[(2)] (II) Over use and under use of provider care.

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

SUBTITLE 13. PRIVATE REVIEW AGENTS

19-1301.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "UTILIZATION REVIEW" MEANS A SYSTEM FOR REVIEWING THE APPROPRIATE AND EFFICIENT ALLOCATION OF HOSPITAL RESOURCES AND SERVICES GIVEN OR PROPOSED TO BE GIVEN TO A PATIENT OR GROUP OF PATIENTS.

(C) "PRIVATE REVIEW AGENT" MEANS A NONHOSPITAL-AFFILIATED PERSON OR ENTITY PERFORMING UTILIZATION REVIEW THAT IS EITHER AFFILIATED WITH, UNDER CONTRACT WITH, OR ACTING ON BEHALF OF: A BUSINESS---ENTITY,--HEALTH--MAINTENANCE--ORGANIZATION,--PREFERRED PROVIDER--ORGANIZATION,--HEALTH--INSURER,--NONPROFIT--HEALTH--SERVICE PLAN,--HEALTH--INSURANCE--SERVICE--ORGANIZATION,--OR--OTHER--THIRD--PARTY PAYOR.

(1) A MARYLAND BUSINESS ENTITY; OR

(2) A THIRD PARTY PAYOR WHICH PROVIDES OR ADMINISTERS HOSPITAL BENEFITS TO CITIZENS OF THIS STATE INCLUDING:

(I) A HEALTH MAINTENANCE ORGANIZATION ISSUED A CERTIFICATE OF AUTHORITY IN ACCORDANCE WITH SUBTITLE 7 OF THIS TITLE; OR