

~~SUBJECT TO A PUBLIC COMMENT PERIOD. THE HEALTH CARE ACCESS AND COST COMMISSION SHALL DISCLOSE THE RISK ADJUSTMENT MECHANISM TO PARTICIPATING CARRIERS BEFORE IT IS IMPLEMENTED.~~

~~(C) TO ENSURE THAT PARTICIPATING CARRIERS ARE OPERATING IN ACCORDANCE WITH THIS SUBTITLE, AT THE REQUEST OF THE REGIONAL HEALTH COOPERATIVE OR AT THE COMMISSIONER'S DISCRETION, THE COMMISSIONER MAY CONDUCT A MARKET CONDUCT SURVEY OF A PARTICIPATING CARRIER.~~

~~751. REGIONAL HEALTH COOPERATIVES — MARKETING.~~

~~(A) THE REGIONAL HEALTH COOPERATIVE SHALL USE APPROPRIATE AND EFFICIENT MEANS TO NOTIFY EMPLOYERS AND INDIVIDUALS OF THE AVAILABILITY OF HEALTH COVERAGE THROUGH THE PROGRAM.~~

~~(B) (1) THE REGIONAL HEALTH COOPERATIVE SHALL MAKE AVAILABLE TO INDIVIDUALS AND ELIGIBLE EMPLOYEES MARKETING MATERIALS THAT ACCURATELY SUMMARIZE THE BENEFIT PLANS, RATES, COSTS, ACCREDITATION, AND OTHER INFORMATION RELATED TO PARTICIPATING CARRIERS OFFERING HEALTH BENEFIT PLANS THROUGH THE PROGRAM.~~

~~(2) THE MARKETING MATERIALS REQUIRED BY THIS SECTION SHALL INCLUDE A CLEAR DESCRIPTION OF EACH HEALTH CARE DELIVERY SYSTEM OFFERED, INCLUDING A CLEAR DESCRIPTION OF THE LIMITATIONS ON THE CHOICE OF PROVIDER UNDER THOSE DELIVERY SYSTEMS.~~

~~(C) (1) UNLESS AUTHORIZED BY THE REGIONAL HEALTH COOPERATIVE AND SUBJECT TO APPROVAL BY THE COMMISSIONER, A PARTICIPATING CARRIER, DIRECTLY, OR THROUGH AN EMPLOYEE, AGENT, BROKER, OR CONTRACTOR, MAY NOT PROVIDE AN EMPLOYER, ELIGIBLE EMPLOYEES AND DEPENDENTS, OR INDIVIDUALS WITH ANY MARKETING MATERIAL RELATING TO HEALTH BENEFIT PLANS UNDER THE PROGRAM.~~

~~(2) THIS SECTION DOES NOT LIMIT OR RESTRICT A PARTICIPATING CARRIER FROM OTHERWISE USING THE MEDIA OR OTHER MEANS TO ADVERTISE AND MARKET TO THE PUBLIC, EMPLOYEES, OR ELIGIBLE EMPLOYEES AT LARGE UNLESS THE REGIONAL HEALTH COOPERATIVE FINDS THAT SUCH EFFORTS ARE CONTRARY TO THE PURPOSE AND GOALS OF THIS SUBTITLE.~~

~~(3) THE REGIONAL HEALTH COOPERATIVE SHALL DEVELOP GUIDELINES FOR CARRIER COMPARISON SHEETS TO BE USED IN PROVIDING MEMBER EMPLOYERS AND THEIR ELIGIBLE EMPLOYEES WITH INFORMATION REGARDING PARTICIPATING CARRIERS.~~

~~752. EMPLOYER-BASED HEALTH CARE PLANS.~~

~~(A) THE REGIONAL HEALTH COOPERATIVE SHALL OFFER THE PROGRAM TO ANY ELIGIBLE EMPLOYEE.~~

~~(B) THE REGIONAL HEALTH COOPERATIVE SHALL ESTABLISH CONDITIONS OF PARTICIPATION FOR EMPLOYERS AND ELIGIBLE EMPLOYEES AND THEIR DEPENDENTS, INCLUDING:~~