

490CC.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) "CARRIER" MEANS:

(I) AN INSURER;

(II) A NONPROFIT HEALTH SERVICE PLAN;

(III) A HEALTH MAINTENANCE ORGANIZATION;

~~(IV) A PREFERRED PROVIDER ORGANIZATION; OR~~

~~(V) (IV) A DENTAL PLAN ORGANIZATION; OR~~

~~(V) (VI) (V) ANY OTHER PERSON OR ORGANIZATION THAT PROVIDES HEALTH BENEFIT PLANS SUBJECT TO STATE REGULATION.~~

(3) "HEALTH CARE PRACTITIONER" MEANS ANY INDIVIDUAL WHO IS LICENSED, CERTIFIED, OR OTHERWISE AUTHORIZED UNDER THE HEALTH OCCUPATIONS ARTICLE TO PROVIDE HEALTH CARE SERVICES.

(B) A CARRIER THAT REIMBURSES A HEALTH CARE PRACTITIONER ON AN AGGREGATE FIXED SUM BASIS OR ON A PER CAPITA BASIS MAY NOT REIMBURSE THE HEALTH CARE PRACTITIONER IN AN AMOUNT LESS THAN THE SUM OR RATE NEGOTIATED IN THE CARRIER'S PROVIDER CONTRACT WITH THE HEALTH CARE PRACTITIONER.

~~(C) A CARRIER MAY NOT WITHHOLD FROM OR IN ANY MANNER DENY THE HEALTH CARE PRACTITIONER THE CONTRACTED AGGREGATE FIXED SUM OR PER CAPITA RATE.~~

~~(D) (C) THIS SECTION DOES NOT PROHIBIT A CARRIER FROM PROVIDING BONUSES OR OTHER INCENTIVE-BASED COMPENSATION TO A HEALTH CARE PRACTITIONER IF THE BONUS OR OTHER INCENTIVE-BASED COMPENSATION DOES NOT:~~

(1) VIOLATE THE PROVISIONS OF § 19-705.1 OF THE HEALTH - GENERAL ARTICLE; OR

(2) DETER THE DELIVERY OF MEDICALLY APPROPRIATE CARE TO AN ENROLLEE.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article 48A - Insurance Code

490DD.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.