

~~CARE SERVICES THEN THE REVIEWING INDIVIDUAL MUST BE, OR THE REVIEWING PANEL MUST INCLUDE, AN INDIVIDUAL IN THE SAME SPECIALTY AS THE INDIVIDUAL SUBJECT TO REVIEW.~~

~~(4) IF THE INSURER REFERS A BILL TO A PRO WITHIN 30 DAYS OF RECEIPT OF A BILL, THE INSURER NEED NOT PAY THE BILL SUBJECT TO THE REFERRAL UNTIL A DETERMINATION HAS BEEN MADE BY THE PRO. THE INSURED MAY NOT BE BILLED FOR ANY HEALTH CARE SERVICES DURING THE PEER REVIEW PROCESS.~~

~~(5) IN THE CASE OF FIRST PARTY BENEFITS, IF A PRO DETERMINES THAT HEALTH CARE SERVICES WERE MEDICALLY NECESSARY, THE INSURER MUST PAY THE OUTSTANDING AMOUNT PLUS INTEREST AT 12% PER YEAR ON ANY AMOUNT WITHHELD BY THE INSURER PENDING PRO REVIEW.~~

~~(6) IF IT IS DETERMINED BY A PRO THAT A HEALTH CARE PRACTITIONER HAS PROVIDED UNNECESSARY HEALTH CARE SERVICES, OR THAT FUTURE HEALTH CARE SERVICES WILL BE UNNECESSARY, OR BOTH, THE INSURER IS NOT LIABLE FOR THE MEDICALLY UNNECESSARY HEALTH CARE SERVICES. IN THE CASE OF FIRST PARTY BENEFITS IF THE INSURED OR A HEALTH CARE PRACTITIONER HAS COLLECTED SUCH PAYMENT, IT MUST RETURN THE AMOUNT PAID PLUS INTEREST AT 12% PER YEAR WITHIN 30 DAYS.~~

542.

~~(a) Nothing in this subtitle shall be deemed to affect the right of any person to claim and sue for damages or losses sustained by him as the result of a motor vehicle accident.~~

~~(b) (1) If an injured person receives a written offer, from a motor vehicle insurance liability insurer or that insurer's authorized agent, to settle a claim for bodily injury or death and the amount of the offer of settlement in combination with any other settlements arising out of the same occurrence would exhaust the applicable bodily injury or death limits of the liability insurance, policies, bonds, and securities, the injured person shall submit by certified mail, to any insurer that provides uninsured motorist coverage for the bodily injury or death, a copy of the liability insurer's written offer to settle.~~

~~(2) Within 60 days after receipt of the notice required under paragraph (1) of this subsection, the uninsured motorist insurer shall send the injured person:~~

~~(i) Written consent to acceptance of the settlement offer and to the execution of releases; or~~

~~(ii) Written refusal to consent to acceptance of the settlement offer.~~

~~(3) Within 30 days after a refusal under paragraph (b)(2)(ii) of this subsection, the uninsured motorist insurer shall pay to the injured person the amount of the settlement offer.~~

~~(4) (i) Payment as described in paragraph (3) of this subsection shall preserve the uninsured motorist insurer's subrogation rights against the liability insurer and its insured.~~