

(15) Develop joint legislative and executive branch strategies to persuade the federal government to reconsider those policies that discourage the delivery of cost effective health care SERVICES to Program recipients;

(16) Evaluate departmental recommendations as to those persons whose financial need or health care needs are most acute;

(17) Establish mechanisms for aggressively pursuing recoveries against third parties permitted under current law and exploring additional methods for seeking to recover other moneys expended by the Program; and

(18) Take appropriate measures to assure the quality of health care SERVICES provided by managed care [plans] ORGANIZATIONS.

15-102.2.

(A) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, THE PROVISIONS OF § 19-706.1 OF THIS ARTICLE (REHABILITATION AND LIQUIDATION) SHALL APPLY TO MANAGED CARE ORGANIZATIONS IN THE SAME MANNER THEY APPLY TO HEALTH MAINTENANCE ORGANIZATIONS.

(B) (1) A HEALTH CARE PROVIDER MAY NOT ASSERT A CLAIM OF SUBROGATION AGAINST AN ENROLLEE OF A MANAGED CARE ORGANIZATION OR THE STATE.

(2) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, A HEALTH CARE PROVIDER MAY ASSERT ANY CLAIM IT MAY HAVE AGAINST THE RECEIVER OF THE INSOLVENT MANAGED CARE ORGANIZATION.

15-102.3.

(A) THE PROVISIONS OF ARTICLE 48A, § 490CC OF THE CODE (PROVIDER PARTICIPATION STANDARDS) SHALL APPLY TO MANAGED CARE ORGANIZATIONS IN THE SAME MANNER THEY APPLY TO CARRIERS.

(B) THE PROVISIONS OF § 19-712.1 OF THIS ARTICLE (PROMPT PAYMENT) SHALL APPLY TO MANAGED CARE ORGANIZATIONS IN THE SAME MANNER THEY APPLY TO HEALTH MAINTENANCE ORGANIZATIONS.

(C) (1) EXCEPT AS OTHERWISE PROVIDED IN THIS SUBSECTION, THE PROVISIONS OF § 19-718 OF THIS ARTICLE (FINANCIAL AFFAIRS EXAMINATION) SHALL APPLY TO MANAGED CARE ORGANIZATIONS IN THE SAME MANNER THEY APPLY TO HEALTH MAINTENANCE ORGANIZATIONS.

(2) THE INSURANCE COMMISSIONER OR AN AGENT OF THE COMMISSIONER SHALL EXAMINE THE FINANCIAL AFFAIRS AND STATUS OF EACH MANAGED CARE ORGANIZATION AT LEAST ONCE EVERY 5 YEARS.

15-102.4.

(A) (1) EACH MANAGED CARE ORGANIZATION SHALL BE ACTUARIALLY SOUND.