

~~(2) PROVIDING ENROLLEES WITH INFORMATION ON WHETHER THE CARRIER COVERS AND PAYS FOR EMERGING MEDICAL AND SURGICAL TREATMENTS AND THE BASIS FOR THE CARRIER'S POSITION; AND~~

~~(3) INFORMING ENROLLEES OF:~~

~~(I) THE PROCESS THAT THE CARRIER IS REQUIRED TO ESTABLISH AND FOLLOW UNDER THIS SECTION IN EVALUATING EMERGING MEDICAL AND SURGICAL TREATMENTS FOR THE PURPOSE OF DETERMINING WHETHER THE TREATMENTS WILL BE COVERED AND PAID FOR BY THE CARRIER; AND~~

~~(II) INFORMATION THAT THE CARRIER IS REQUIRED TO DISCLOSE AS REQUIRED UNDER THIS SECTION.~~

~~(K) (1) WHENEVER A CARRIER CONSULTS WITH OTHER CONSULTANTS OR ORGANIZATIONS OTHER THAN THE LOCAL CLINICAL EXPERTS IDENTIFIED BY THE CARRIER IN SUBSECTION (D) OF THIS SECTION TO EVALUATE EMERGING MEDICAL OR SURGICAL TREATMENTS FOR THE PURPOSE OF DETERMINING WHETHER THE TREATMENTS SHOULD BE COVERED AND PAID BY THE CARRIER, THE CARRIER SHALL DISCLOSE IMMEDIATELY THE NAMES, AFFILIATIONS, AND ADDRESSES OF THESE PERSONS TO THE COMMISSIONER AND THE LOCAL CLINICAL EXPERTS IDENTIFIED BY THE CARRIER IN THE PERTINENT CLINICAL AREA.~~

~~(2) THE INFORMATION REQUIRED TO BE DISCLOSED IN PARAGRAPH (1) OF THIS SUBSECTION SHALL BE MADE AVAILABLE TO AN ENROLLEE UPON THE REQUEST OF THE ENROLLEE TO THE COMMISSIONER OR THE CARRIER.~~

~~(3) IN ADDITION TO THE INFORMATION REQUIRED TO BE DISCLOSED UNDER PARAGRAPH (1) OF THIS SUBSECTION, THE CARRIER SHALL PROVIDE THE FEES OR SALARIES, IF ANY, PAID BY THE CARRIER TO EACH CONSULTANT OR ORGANIZATION.~~

~~(L) THIS SECTION DOES NOT APPLY TO ANY COSMETIC OR MEDICALLY UNNECESSARY SERVICE OR PROCEDURE THAT TYPICALLY WOULD BE EXCLUDED FROM COVERAGE BY THE CARRIER OR OTHER CARRIERS THAT ISSUE OR DELIVER CONTRACTS OR POLICIES OF HEALTH INSURANCE IN THE STATE.~~

~~(M) EACH CARRIER SHALL INCLUDE IN SUMMARY FORM INFORMATION ON THE PROCESS THAT THE CARRIER IS REQUIRED UNDER THIS SECTION TO ESTABLISH AND FOLLOW IN EVALUATING EMERGING MEDICAL AND SURGICAL TREATMENTS FOR THE PURPOSE OF MAKING COVERAGE AND PAYMENT DECISIONS IN:~~

~~(1) THE MARKETING AND ENROLLMENT MATERIALS OF THE CARRIER TO EACH CURRENT ENROLLEE AND PROSPECTIVE ENROLLEE AT THE TIME OF OPEN ENROLLMENT OR RENEWAL; AND~~

~~(2) THE CONTRACT OR AN ATTACHMENT TO THE CONTRACT OF A PROVIDER BEING OFFERED A CONTRACT BY THE CARRIER TO RENDER HEALTH CARE SERVICES TO ENROLLEES OF THE CARRIER.~~