

19-710.

[(q) Notwithstanding any other provision of this section, a hospital emergency facility may collect or attempt to collect payment from a subscriber or enrollee for health care services provided to that subscriber or enrollee for a medical condition that is determined not to be an emergency as defined in § 19-701 (d) of this subtitle.]

19-712.5.

(A) A HEALTH MAINTENANCE ORGANIZATION SHALL REIMBURSE A HOSPITAL EMERGENCY FACILITY AND PROVIDER, LESS ANY APPLICABLE CO-PAYMENTS, FOR MEDICALLY NECESSARY SERVICES PROVIDED TO A MEMBER OR SUBSCRIBER OF THE HEALTH MAINTENANCE ORGANIZATION IF THE HEALTH MAINTENANCE ORGANIZATION AUTHORIZED, DIRECTED, REFERRED, OR OTHERWISE ALLOWED THE MEMBER OR SUBSCRIBER TO USE THE EMERGENCY FACILITY AND THE MEDICALLY NECESSARY SERVICES ARE RELATED TO THE CONDITION FOR WHICH THE MEMBER WAS ALLOWED TO USE THE EMERGENCY FACILITY.

(B) A HEALTH MAINTENANCE ORGANIZATION SHALL REIMBURSE A HOSPITAL EMERGENCY FACILITY AND PROVIDER, LESS ANY APPLICABLE CO-PAYMENTS, FOR MEDICALLY NECESSARY SERVICES THAT RELATE TO THE CONDITION PRESENTED AND THAT ARE PROVIDED BY THE PROVIDER IN THE EMERGENCY FACILITY TO A MEMBER OR SUBSCRIBER OF THE HEALTH MAINTENANCE ORGANIZATION IF THE HEALTH MAINTENANCE ORGANIZATION FAILS TO PROVIDE 24-HOUR ACCESS IN ACCORDANCE WITH THE STANDARDS OF QUALITY OF CARE REQUIRED UNDER § 19-705.1(B)(2) OF THIS SUBTITLE.

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

Article - Health - General

19-712.5.

(C) A HEALTH MAINTENANCE ORGANIZATION SHALL REIMBURSE A HOSPITAL EMERGENCY FACILITY AND PROVIDER, LESS ANY APPLICABLE CO-PAYMENTS, FOR MEDICAL SCREENING SERVICES RENDERED TO MEET THE REQUIREMENTS OF THE FEDERAL EMERGENCY MEDICAL TREATMENT AND ACTIVE LABOR ACT.

SECTION 3. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:

Article - Health - General

19-712.5.

(D) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, A PROVIDER MAY NOT BE REQUIRED TO OBTAIN PRIOR AUTHORIZATION OR APPROVAL FOR PAYMENT FROM A HEALTH MAINTENANCE ORGANIZATION IN ORDER TO OBTAIN REIMBURSEMENT UNDER SUBSECTION ~~(A)~~ OR ~~(B)~~ (A), (B), OR (C) OF THIS SECTION.