

WHEN SOLICITING THE SALE OF A HEALTH INSURANCE POLICY, A CARRIER OR AGENT MAY NOT KNOWINGLY OFFER A MEDICARE SUPPLEMENT POLICY TO AN INDIVIDUAL NOT ELIGIBLE FOR MEDICARE.

(B) INDIVIDUALS ELIGIBLE FOR MEDICAID BENEFITS.

A CARRIER OR AGENT MAY NOT NEGLIGENTLY OR KNOWINGLY SELL OR OFFER TO SELL A MEDICARE SUPPLEMENT POLICY TO AN INDIVIDUAL ELIGIBLE FOR MEDICAID BENEFITS.

(C) DUPLICATE COVERAGE.

A CARRIER OR AGENT MAY NOT NEGLIGENTLY OR KNOWINGLY SELL OR OFFER TO SELL TO AN INDIVIDUAL A MEDICARE SUPPLEMENT POLICY THAT DUPLICATES TO ANY EXTENT AN EXISTING MEDICARE SUPPLEMENT POLICY THAT COVERS THAT INDIVIDUAL.

(D) REPRESENTATIONS WHEN SOLICITING OR ADVERTISING.

A CARRIER OR AGENT MAY NOT USE THE TERMS "MEDICARE SUPPLEMENT", "MEDIGAP", OR OTHER WORDS OF SIMILAR MEANING IN ADVERTISING OR OTHERWISE IN SOLICITING THE SALE OF A HEALTH INSURANCE POLICY OR OTHER POLICY, UNLESS THE POLICY CONFORMS TO §§ 15-904, 15-906, 15-907, AND 15-908 OF THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 468G(a), (b)(2) and (3), and (d).

Throughout this section, the references to an "individual" eligible for Medicare are substituted for the former references to a "person" for clarity because only individuals may be eligible for Medicare.

- Defined terms: "Carrier" § 15-901
- "Health insurance" § 1-101
- "Insurance" § 1-101
- "Medicaid" § 15-901
- "Medicare" § 15-901
- "Medicare supplement policy" § 15-901
- "Policy" §§ 1-101 and 15-901

15-926. INFORMATION TO HEALTH CARE FINANCING ADMINISTRATION.

(A) BY CARRIER.

EACH CARRIER THAT ISSUES MEDICARE SUPPLEMENT POLICIES SHALL PROVIDE TO HCFA ANY DATA, STATISTICS, OR OTHER INFORMATION THAT HCFA REQUESTS ABOUT THE CARRIER'S MEDICARE SUPPLEMENT POLICIES.

(B) BY COMMISSIONER.

ON REQUEST FROM HCFA, THE COMMISSIONER MAY PROVIDE TO HCFA ANY INFORMATION ABOUT MEDICARE SUPPLEMENT POLICIES THAT ARE ISSUED IN THE STATE.