

(III) IS PROPRIETARY AND CONFIDENTIAL COMMERCIAL INFORMATION UNDER § 10-617(D) OF THE STATE GOVERNMENT ARTICLE.

(3) BEFORE A DIVESTITURE OR LIQUIDATION UNDER THIS SECTION, THE PLAN OF DIVESTITURE OR LIQUIDATION MUST BE APPROVED BY THE COMMISSIONER.

(4) ANY ACTION BY THE COMMISSIONER UNDER THIS SECTION MAY BE APPEALED IN ACCORDANCE WITH TITLE 2 OF THIS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 357.

Subsection (a)(2) of this section is revised in language that conforms to § 7-101(b) of this article.

For other provisions on acquisitions, see Title 7 of this article.

Defined terms: "Commissioner" § 1-101  
"Person" § 1-101

14-134. RESERVED.

14-135. RESERVED.

#### PART VI. PROHIBITED ACTS; PENALTIES.

14-136. UNFAIR AND DISCRIMINATORY TRADE PRACTICES; OTHER PROHIBITED ACTS.

(A) APPLICATION OF UNFAIR TRADE PRACTICES LAW.

NONPROFIT HEALTH SERVICE PLANS ARE SUBJECT TO TITLE 27 OF THIS ARTICLE.

(B) OTHER PROHIBITED ACTS.

A CORPORATION AUTHORIZED UNDER THIS SUBTITLE THAT MAINTAINS OR OPERATES A NONPROFIT HEALTH SERVICE PLAN MAY NOT:

(1) DENY A CLAIM MADE UNDER A CONTRACT, CERTIFICATE, OR POLICY OF A NONPROFIT HEALTH SERVICE PLAN FOR AN UNFAIR OR UNFAIRLY DISCRIMINATORY REASON;

(2) WITHOUT JUST CAUSE, REQUIRE A PERSON MAKING A CLAIM UNDER A CONTRACT, CERTIFICATE, OR POLICY OF A NONPROFIT HEALTH SERVICE PLAN TO ACCEPT LESS THAN THE AMOUNT DUE; OR

(3) FAIL TO NOTIFY IN WRITING A SUBSCRIBER OR CERTIFICATE HOLDER OF A NONPROFIT HEALTH SERVICE PLAN OF A DENIAL OF A PROPERLY COMPLETED CLAIM WITHIN 60 DAYS AFTER THE PLAN RECEIVES THE CLAIM.

(C) BURDEN OF PERSUASION.

IF IT APPEARS TO THE COMMISSIONER THAT AN ACT OR PRACTICE OR