

[(i)] (J) "Health care service" means a health or medical care procedure or service rendered by a health care provider that:

(1) provides testing, diagnosis, or treatment of a human disease or dysfunction; or

(2) dispenses drugs, medical devices, medical appliances, or medical goods for the treatment of a human disease or dysfunction.

[(j)] (K) (1) "Member" means a person entitled to health care benefits under a policy, plan, or certificate issued or delivered in the State by a carrier.

(2) "Member" includes:

(i) a subscriber; and

(ii) unless preempted by federal law, a Medicare recipient.

(3) "Member" does not include a Medicaid recipient.

[(k)] (L) "Private review agent" has the meaning stated in § 15-10B-01 of this title.

15-10A-01.1.

THIS SUBTITLE APPLIES TO A HEALTH BENEFIT PLAN THAT:

(1) IS DELIVERED OR ISSUED IN ~~THIS~~ THE STATE; OR

(2) COVERS INDIVIDUALS WHO RESIDE OR WORK IN THE STATE IF THE HEALTH BENEFIT PLAN IS DELIVERED OR ISSUED IN A STATE THAT THE COMMISSIONER DETERMINES DOES NOT HAVE AN EXTERNAL COMPLAINT PROCESS FOR ADVERSE DECISIONS OR GRIEVANCES COMPARABLE TO THE COMPLAINT PROCESS ESTABLISHED IN THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1999.

Approved May 27, 1999.

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**CHAPTER 594**

**(Senate Bill 728)**

AN ACT concerning

**State Highways - Cost of Right of Access - Process and Review Appeal**

FOR the purpose of authorizing a property owner whose property abuts certain State highways to petition the State Highway Administration (SHA) to sell a right of access; requiring the SHA to take specified actions in response to a petition within prescribed times; establishing a State Highway Access Valuation Board to review certain decisions of the SHA; providing for the composition of the