

~~(4) ISSUE AN ORDER UNDER § 19-731 OF THIS SUBTITLE; OR~~

~~(2) SEND A WRITTEN DIRECTIVE TO THE COMMISSIONER UNDER § 19-728(A) OF THIS SUBTITLE THAT:~~

~~(I) SETS OUT THE QUALITY ASSURANCE MEDICAL DIRECTOR'S FINDINGS AND THE REASONS FOR THE FINDINGS; AND~~

~~(II) DIRECTS THE COMMISSIONER TO SUSPEND, REVOKE, OR REFUSE TO RENEW THE CERTIFICATE OF AUTHORITY OF THE HEALTH MAINTENANCE ORGANIZATION OR TAKE ANY OTHER APPROPRIATE ACTION, INCLUDING, IF APPLICABLE, IMPOSITION OF ANY OF THE SANCTIONS SPECIFIED IN § 19-730 OF THIS SUBTITLE FOR A VIOLATION OF § 19-729 OF THIS SUBTITLE.~~

19-728.

~~(a) (1) If, as to a matter that is within the jurisdiction of the Department under this subtitle, the Secretary finds that a health maintenance organization does not meet the requirements of this subtitle or the rules and regulations adopted under it [and cannot or will not make corrective changes or new arrangements to meet these requirements], the Secretary may send to the Commissioner a written directive that sets out the findings of the Secretary and reasons for them and directs the Commissioner to suspend [or revoke], REVOKE, OR REFUSE TO RENEW the certificate of authority of the health maintenance organization or to take any other appropriate action that the Secretary specifies, INCLUDING, IF APPLICABLE, IMPOSITION OF ANY OF THE SANCTIONS SPECIFIED IN § 19-730 OF THIS SUBTITLE FOR A VIOLATION OF § 19-729 OF THIS SUBTITLE.~~

~~(2) The Commissioner shall comply with [the] A directive ISSUED BY THE SECRETARY UNDER PARAGRAPH (1) OF THIS SUBSECTION.~~

(b) (A) The Commissioner is responsible for:

(1) Determining whether each health maintenance organization is or will be able to provide a fiscally sound operation and adequate provision against risk of insolvency and may adopt reasonable rules and regulations designed to achieve this goal; and

(2) Actuarial and financial evaluations and determinations of each health maintenance organization.

~~(c) (B) (1) If the Commissioner determines that a health maintenance organization is not operating in a fiscally sound manner, the Commissioner shall notify the Department of the determination.~~

(2) After notifying the Department in accordance with the provisions of paragraph (1) of this subsection, the Commissioner shall monitor the health maintenance organization on a continuous basis until the Commissioner determines that the health maintenance organization is operating in a fiscally sound manner.

19-729.

(a) A health maintenance organization may not: