

~~"Subtitle 10D. Regulation of Administrative Service Provider Contracts
and Downstream Risk Assumption Contracts"~~

~~Annotated Code of Maryland~~

~~(1997 Volume and 1999 Supplement)~~

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section(s) 19-713.3 and 19-713.4, respectively, of Article - Health - General of the Annotated Code of Maryland be renumbered to be Section(s) 19-713.4 and 19-713.5, respectively.

~~SECTION 2. AND BE IT FURTHER ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:~~

Article - Health - General

15-102.3.

(a) The provisions of § 15-112 of the Insurance Article (Provider panels) shall apply to managed care organizations in the same manner they apply to carriers.

(b) The provisions of § 15-1005 of the Insurance Article shall apply to managed care organizations in the same manner they apply to health maintenance organizations.

(c) (1) THE PROVISIONS OF TITLE 15, SUBTITLE 10D OF THE INSURANCE ARTICLE SHALL §§ 19-712(B), (C), AND (D), 19-713.2, AND 19-713.3 OF THIS ARTICLE APPLY TO MANAGED CARE ORGANIZATIONS IN THE SAME MANNER THEY APPLY TO HEALTH MAINTENANCE ORGANIZATIONS.

(2) THE INSURANCE COMMISSIONER SHALL CONSULT WITH THE SECRETARY BEFORE TAKING ANY ACTION AGAINST A MANAGED CARE ORGANIZATION UNDER THIS SUBSECTION.

(D) (1) Except as otherwise provided in this subsection, the provisions of § 19-718 of this article (Financial affairs examination) shall apply to managed care organizations in the same manner they apply to health maintenance organizations.

(2) The Insurance Commissioner or an agent of the Commissioner shall examine the financial affairs and status of each managed care organization at least once every 5 years.

~~19-706.~~

~~(y) The provisions of Title 15, Subtitles 10A, [and] 10C, AND 10D of the Insurance Article shall apply to health maintenance organizations.~~

~~19-712.~~

(b) (1) A person who holds a certificate of authority to operate a health maintenance organization under this subtitle and who enters into any administrative service provider contract, as defined in [§ 19-713.1] § 19-713.2 of this subtitle, with a person or entity for the provision of health care services to subscribers shall be responsible for all claims or payments for health care services: