

(iii) If a physician who does not have a contract with a health maintenance organization is used or a facility that is not connected with a health maintenance organization is used, the health maintenance organization shall:

1. [develop] DEVELOP and publicize procedures to assure that the health maintenance organization is notified of the services and receives adequate documentation of the services; AND

2. DEVELOP AND PROVIDE INFORMATIONAL MATERIALS TO ALL SUBSCRIBERS AND ENROLLEES OF THE HEALTH MAINTENANCE ORGANIZATION THAT CLEARLY DESCRIBE AND INFORM SUBSCRIBERS AND ENROLLEES OF THEIR POTENTIAL RESPONSIBILITY FOR PAYMENT FOR SERVICES RENDERED BY A HEALTH CARE PROVIDER, INCLUDING A PHYSICIAN OR HOSPITAL, THAT DOES NOT HAVE A WRITTEN CONTRACT WITH THE HEALTH MAINTENANCE ORGANIZATION;

(3) A requirement that a health maintenance organization shall have a physician available at all times to provide diagnostic and treatment services;

(4) A requirement that a health maintenance organization shall assure that:

(i) Each member who is seen for a medical complaint is evaluated under the direction of a physician; and

(ii) Each member who receives diagnostic evaluation or treatment is under the direct medical management of a health maintenance organization physician who provides continuing medical management; and

(5) A requirement that each member shall have an opportunity to select a primary physician from among those available to the health maintenance organization.

19-706.

(G) THE PROVISIONS OF ARTICLE 48A, § 230A OF THE CODE "UNFAIR CLAIM SETTLEMENT PRACTICES" SHALL APPLY TO HEALTH MAINTENANCE ORGANIZATIONS.

19-710.

(o) (1) Except as provided in paragraph (3) of this subsection, individual enrollees and subscribers of health maintenance organizations ISSUED CERTIFICATES OF AUTHORITY TO OPERATE IN THIS STATE shall not be liable to any health care provider ~~UNDER WRITTEN CONTRACT WITH A HEALTH MAINTENANCE ORGANIZATION~~ for any covered services provided to the enrollee or subscriber ~~OF THAT HEALTH MAINTENANCE ORGANIZATION.~~

(2) (i) A health care provider or any representative of a health care provider ~~UNDER WRITTEN CONTRACT WITH A HEALTH MAINTENANCE ORGANIZATION~~ may not collect or attempt to collect from any subscriber or enrollee ~~OF THAT HEALTH MAINTENANCE ORGANIZATION~~ any money owed ~~by the~~ TO THE HEALTH CARE PROVIDER BY A health maintenance organization ISSUED A