

(3) FOR THE PURPOSE OF COVERAGE UNDER THIS SECTION, ANY INSURER THAT ISSUES AN INDIVIDUAL OR GROUP HEALTH INSURANCE POLICY THAT PROVIDES COVERAGE ON AN EXPENSE INCURRED BASIS, OR ANY NONPROFIT HEALTH SERVICE PLAN THAT ISSUES AN INDIVIDUAL OR GROUP SERVICE OR INDEMNITY TYPE CONTRACT SHALL OFFER, UPON REQUEST, TO ANY INSURED OR SUBSCRIBER, REGARDLESS OF MARITAL STATUS, FAMILY MEMBERS' COVERAGE.

(4) EVERY INSURER THAT ISSUES A POLICY THAT PROVIDES COVERAGE OTHER THAN FAMILY MEMBERS' COVERAGE SHALL PROVIDE TO THE POLICYHOLDER A NOTICE THAT COVERAGE OF NEWLY BORN OR NEWLY ADOPTED CHILDREN IS NOT PROVIDED UNDER THE POLICY AND SHALL INFORM THE INSURED OF THE RIGHT AND CONDITIONS TO PURCHASE FAMILY MEMBER COVERAGE AS PROVIDED UNDER THIS SECTION.

(5) (I) AN INSURER UNDER THIS SECTION MAY REQUIRE PROOF THAT THE INSURED IS THE PARENT OF A NEWLY BORN OR NEWLY ADOPTED CHILD.

(II) THE INSURER SHALL PAY THE COST OF PROVIDING THE PROOF REQUIRED UNDER THIS PARAGRAPH.

(b) (C) The coverage for newly born AND NEWLY ADOPTED children shall [also] consist of coverage of injury or sickness including the necessary care and treatment of medically diagnosed congenital defects and birth abnormalities.

(e) (D) If payment of a specific premium or subscription fee is required to provide coverage for a child, the policy or contract may require that notification of birth of a newly born OR ADOPTION OF A NEWLY ADOPTED child and payment of the required premium or fees must be furnished to the insurer or nonprofit HEALTH service [or indemnity corporation] PLAN within 31 days after the date of birth OR DATE OF ADOPTION in order to have the coverage continue beyond such 31-day period.

(d) (E) [The requirements of this section shall apply to all insurance policies and subscriber contracts delivered or issued for delivery in this State more than 120 days after January 1, 1975.] ON OR AFTER JANUARY 1, 1992, THE REQUIREMENTS OF THIS SECTION SHALL APPLY TO ALL INSURANCE POLICIES AND SUBSCRIBER CONTRACTS DELIVERED OR ISSUED FOR DELIVERY OR RENEWED:

(1) ~~IN THIS STATE; AND~~

(2) ~~TO THE EXTENT THE POLICIES OR CONTRACTS COVER PERSONS RESIDING IN MARYLAND, IN OTHER JURISDICTIONS IN THIS STATE.~~

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect January 1, 1992.

Approved May 14, 1991.