

(2) PAY OR AGREE TO PAY ANY SUM TO, OR ACCEPT OR AGREE TO ACCEPT ANY SUM FROM, ANY PERSON FOR BRINGING OR REFERRING A PATIENT TO THE PRIVATE REVIEW AGENT; OR

(3) PROVIDE FOR DIFFERENT INSURANCE COVERAGE OR BENEFITS BASED ON RECEIVING THE SERVICE FROM A HEALTH CARE FACILITY OR HEALTH CARE PROVIDER IN WHICH THE PRIVATE REVIEW AGENT OWNS A SIGNIFICANT BENEFICIAL INTEREST.

(C) A PRIVATE REVIEW AGENT OR ANY INDIVIDUAL WHO IS EITHER AFFILIATED WITH, UNDER CONTRACT WITH, OR ACTING ON BEHALF OF A PRIVATE REVIEW AGENT MAY REFER A PATIENT WHO HAS UNDERGONE UTILIZATION REVIEW BY THE PRIVATE REVIEW AGENT TO ANOTHER HEALTH CARE PROVIDER REGULATED UNDER THE HEALTH OCCUPATIONS ARTICLE IF:

(1) (I) THE PATIENT OR PROVIDER REQUESTS THE PRIVATE REVIEW AGENT TO PROVIDE THE PATIENT WITH THE NAME OF A HEALTH CARE PROVIDER APPROPRIATE TO MEET THE HEALTH CARE NEEDS OF THE PATIENT; OR

(II) THE PATIENT HAS NO ATTENDING PHYSICIAN; AND

(2) THE PRIVATE REVIEW AGENT PROVIDES THE PATIENT WITH THE NAMES OF AT LEAST 2 HEALTH CARE PROVIDERS APPROPRIATE TO MEET THE HEALTH CARE NEEDS OF THE PATIENT.

19-1312.

(A) A person who violates any provision of this subtitle or any regulation adopted under this subtitle is guilty of a misdemeanor and on conviction is subject to a penalty not exceeding \$1,000. Each day a violation is continued after the first conviction is a separate offense.

(B) IN ADDITION TO THE PROVISIONS OF SUBSECTION (A) OF THIS SECTION, THE SECRETARY MAY ~~ADOPT REGULATIONS TO~~ IMPOSE AN ADMINISTRATIVE PENALTY OF UP TO \$1,000 FOR A VIOLATION OF ANY PROVISION OF THIS SUBTITLE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991.

May 24, 1991

The Honorable Thomas V. Mike Miller
President of the Senate
State House
Annapolis, Maryland 21401

Dear Mr. President: