

(1) THE PATIENT'S INSURANCE STATUS; AND

(2) THE PRIVATE REVIEW AGENT'S EMERGENCY ADMISSION NOTIFICATION REQUIREMENTS.

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) (1) In addition to the provisions of subsection (a) of this section, the Secretary may impose an administrative penalty of up to \$1,000 for a violation of any provision of this subtitle.

(2) THE SECRETARY SHALL ADOPT REGULATIONS TO PROVIDE STANDARDS FOR THE IMPOSITION OF AN ADMINISTRATIVE PENALTY UNDER PARAGRAPH (1) OF THIS SUBSECTION.

~~SECTION 2. AND BE IT FURTHER ENACTED, That the Secretary of the Department of Health and Mental Hygiene shall appoint a Mental Health Services Practice Protocol Task Force and a Substance Abuse Services Practice Protocol Task Force. Each Task Force shall review, among other relevant information, the mental and substance abuse standards and criteria for utilization review submitted to the Secretary in accordance with § 19-1305 of the Health — General Article and develop model practice protocols for the provision of inpatient mental health and substance abuse services. When appointing the members of each Task Force, the Secretary shall to the extent possible, ensure that each Task Force is comprised of an appropriate and balanced mix of provider and payor representatives. Each Task Force shall include up to 11 members and include, at a minimum, representatives nominated by the Medical and Chirurgical Faculty of Maryland, the Maryland Psychiatric Society, the Maryland Hospital Association, intermediate care facility organizations, Blue Cross and Blue Shield of Maryland, Blue Cross and Blue Shield of the National Capital Area, the League of Life and Health Insurers of Maryland, and the Health Maintenance Organization Association of Maryland. The activities of each Task Force shall be coordinated by the Secretary. By December 1, 1992, each Task Force shall submit a progress report on the status of its work to the Senate Finance Committee and the House Environmental Matters Committee. By October 1, 1993, each Task Force shall submit a report to the General Assembly including its recommendations on:~~

~~(1) The appropriateness of disclosing the interpretive guidelines used by private review agents for mental health and substance services; and~~

~~(2) The feasibility and desirability of using model practice protocols as the standard of care in adjudicating medical malpractice claims or as a factor considered by the Board of Physician Quality Assurance in any disciplinary action related to appropriate utilization of services.~~