

(2) MEET THE REQUIREMENTS APPLICABLE TO A HEALTH MAINTENANCE ORGANIZATION UNDER SUBTITLE 7 OF THIS TITLE TO THE EXTENT THOSE REQUIREMENTS ARE NOT PREEMPTED BY FEDERAL LAW.

~~19-7A-03.~~ 19-7A-04.

(A) THE COMMISSIONER SHALL ADOPT REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBTITLE.

(B) EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, REGULATIONS RELATING TO THE SOLVENCY OF A PROVIDER-SPONSORED ORGANIZATION ADOPTED UNDER SUBSECTION (A) OF THIS SECTION SHALL IMPOSE SOLVENCY REQUIREMENTS THE SAME AS REQUIRED UNDER FEDERAL LAW.

(C) UPON THE EXPIRATION, REPEAL, OR TERMINATION OF SOLVENCY REQUIREMENTS UNDER FEDERAL LAW FOR PROVIDER-SPONSORED ORGANIZATIONS, THE REQUIREMENTS OF SUBSECTION 19-710(D) OF THIS TITLE SHALL APPLY.

Article - Health Occupations

1-302.

(d) The provisions of this section do not apply to:

(7) A health care practitioner or member of a single specialty group practice, including any person employed or affiliated with a hospital, who has a beneficial interest in a health care entity that is owned or controlled by a hospital or under common ownership or control with a hospital if:

(i) The health care practitioner or other member of that single specialty group practice provides the health care services to a patient pursuant to a referral or in accordance with a consultation requested by another health care practitioner who does not have a beneficial interest in the health care entity; or

(ii) The health care practitioner or other member of that single specialty group practice referring a patient to the facility, service, or entity personally performs or supervises the health care service or procedure; [or]

(8) A health care practitioner with a beneficial interest in, or compensation arrangement with, a hospital or related institution as defined in § 19-301 of the Health - General Article or a facility, service, or other entity that is owned or controlled by a hospital or related institution or under common ownership or control with a hospital or related institution if:

(i) The beneficial interest was held or the compensation arrangement was in existence on January 1, 1993; and

(ii) Thereafter the beneficial interest or compensation arrangement of the health care practitioner does not increase; OR

(9) A HEALTH CARE PRACTITIONER WHEN TREATING AN ENROLLEE OF A PROVIDER-SPONSORED ORGANIZATION AS DEFINED IN § 19-7A-01 OF THE HEALTH