

- (ii) Fulfill its contractual obligations;
  - (iii) Provide a service that has been denied improperly;
  - (iv) Take appropriate steps to restore its ability to provide a service that is provided under a contract;
  - (v) Cease the enrollment of any additional enrollees except newborn children or other newly acquired dependents or existing enrollees; or
  - (vi) Cease any advertising or solicitation;
- (2) Impose a penalty of not more than [\$1,000] \$5,000 for each unlawful act committed;
- (3) Suspend or revoke the certificate of authority to do business as a health maintenance organization; or
- (4) Apply to any court for legal or equitable relief considered appropriate by the Commissioner or the Department, in accordance with the joint internal procedures.

~~SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read as follows:~~

~~Article Health General~~

~~10-712.5.~~

~~(a) A health maintenance organization shall reimburse a hospital emergency facility and provider, less any applicable co-payments, for medically necessary services provided to a member or subscriber of the health maintenance organization if the health maintenance organization authorized, directed, referred, or otherwise allowed the member or subscriber to use the emergency facility and the medically necessary services are related to the condition for which the member was allowed to use the emergency facility.~~

~~(b) A health maintenance organization shall reimburse a hospital emergency facility and provider, less any applicable co-payments, for medically necessary services that relate to the condition presented and that are provided by the provider in the emergency facility to a member or subscriber of the health maintenance organization if the health maintenance organization fails to provide 24-hour access in accordance with the standards of quality of care required under § 10-705.1(b)(2) of this subtitle.~~

~~(d) Notwithstanding any other provision of this subtitle, a provider may not be required to obtain prior authorization or approval for payment from a health maintenance organization in order to obtain reimbursement under subsection (a), (b), or (c) of this section.~~

~~(e) Notwithstanding any other provision of this article, a hospital emergency facility or provider or a health maintenance organization that has reimbursed a provider may collect or attempt to collect payment from a member or subscriber for~~