

(9) "PROVIDER CONTRACT" MEANS A CONTRACT:

(I) BETWEEN A PROVIDER AND A CARRIER, AN AFFILIATE OF A CARRIER, OR AN ENTITY THAT CONTRACTS WITH A PROVIDER TO SERVE A CARRIER; AND

(II) UNDER WHICH THE PROVIDER AGREES TO PROVIDE HEALTH CARE SERVICES TO ENROLLEES.

(10) "PROVIDER PANEL" MEANS THE PROVIDERS THAT CONTRACT EITHER DIRECTLY OR THROUGH A SUBCONTRACTING ENTITY WITH A CARRIER TO PROVIDE HEALTH CARE SERVICES TO ENROLLEES.

(B) (1) A PROVIDER CONTRACT MAY NOT CONTAIN A PROVISION THAT REQUIRES A PROVIDER, AS A CONDITION OF PARTICIPATING IN A NON-HMO PROVIDER PANEL, TO PARTICIPATE IN AN HMO PROVIDER PANEL OR DENTAL PROVIDER PANEL.

(2) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, A PROVIDER CONTRACT MAY CONTAIN A PROVISION THAT REQUIRES A PROVIDER, AS A CONDITION OF PARTICIPATING IN A NON-HMO PROVIDER PANEL, AN HMO PROVIDER PANEL, OR A DENTAL PROVIDER PANEL, TO PARTICIPATE IN A MANAGED CARE ORGANIZATION.

(C) (1) THIS SUBSECTION DOES NOT APPLY TO A PROVIDER CONTRACT FOR A DENTAL PROVIDER PANEL.

(2) EACH PROVIDER CONTRACT SHALL DISCLOSE:

~~(1) THE CARRIERS COMPRISING EACH PROVIDER PANEL, AND~~

~~(2) ALL SCHEDULES OF APPLICABLE FEES FOR UP TO THE 20 MOST COMMON SERVICES BILLED BY A PROVIDER IN THE SAME SPECIALTY AS THE PROVIDER FOR EACH PROVIDER PANEL AND EACH CARRIER IN THE PROVIDER PANEL.~~

(D) (1) THIS SUBSECTION DOES NOT APPLY TO A PROVIDER CONTRACT FOR A DENTAL PROVIDER PANEL.

(2) IF A PROVIDER CONTRACT INCLUDES MORE THAN ONE SCHEDULE OF APPLICABLE FEES, THE PROVIDER CONTRACT MAY NOT CONTAIN A PROVISION THAT REQUIRES A PROVIDER AS A CONDITION OF PARTICIPATION