

(8) A REQUIREMENT THAT A HEALTH MAINTENANCE ORGANIZATION SHALL INDIVIDUALLY CREDENTIAL EACH NURSE PRACTITIONER WHO SERVES AS A PRIMARY CARE PROVIDER FOR THE HEALTH MAINTENANCE ORGANIZATION.

(G) THE NUMBER OF NURSE PRACTITIONERS ON THE PROVIDER PANEL OF A HEALTH MAINTENANCE ORGANIZATION MAY NOT EXCEED 50% OF THE TOTAL NUMBER OF PRIMARY CARE PROVIDERS ON THE PROVIDER PANEL.

~~(G)~~ (H) NOTWITHSTANDING SUBSECTION (B)(4) ~~AND (5)~~ OF THIS SECTION, THIS SECTION DOES NOT PREVENT A MEMBER OR SUBSCRIBER OF A HEALTH MAINTENANCE ORGANIZATION FROM SELECTING A PHYSICIAN OR NURSE PRACTITIONER OF THE MEMBER'S OR SUBSCRIBER'S CHOICE FROM AMONG THOSE PHYSICIANS AND NURSE PRACTITIONERS MADE AVAILABLE ON THE PROVIDER PANEL MAINTAINED BY THE HEALTH MAINTENANCE ORGANIZATION.

(I) THIS SECTION MAY NOT BE CONSTRUED TO REQUIRE THAT A HEALTH MAINTENANCE ORGANIZATION INCLUDE NURSE PRACTITIONERS ON THE PROVIDER PANEL AS PRIMARY CARE PROVIDERS.

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(a) A health maintenance organization may not:

(1) Violate any provision of this subtitle or any rule or regulation adopted under it;

(2) Fail to fulfill its obligations to provide the health care services specified in its contracts with subscribers;

(3) Make any false statement with respect to any report or statement required by this subtitle or by the Commissioner under this subtitle;

(4) Advertise, merchandise, or attempt to merchandise its services in a way that misrepresents its services or capacity for service;

(5) Engage in a deceptive, misleading, unfair, or unauthorized practice as to advertising or merchandising;

(6) Prevent or attempt to prevent the Commissioner or the Department from performing any duty imposed by this subtitle;

(7) Fraudulently obtain or fraudulently attempt to obtain any benefit under this subtitle;

(8) Fail to fulfill the basic requirements to operate as a health maintenance organization as provided in § 19-710 of this subtitle;

(9) Violate any applicable provision of Title 15, Subtitle 12 of the Insurance Article;

(10) Fail to provide services to a member in a timely manner as provided in § 19-705.1(b)(1) of this subtitle;