

15-10B-02.

The purpose of this subtitle is to:

- (1) promote the delivery of quality health care in a cost effective manner;
- (2) foster greater coordination between payors and providers conducting utilization review activities;
- (3) protect patients, business, and providers by ensuring that private review agents are qualified to perform utilization review activities and to make informed decisions on the appropriateness of medical care; and
- (4) ensure that private review agents maintain the confidentiality of medical records in accordance with applicable State and federal laws.

15-10B-03.

(d) (1) The Commissioner, after consultation with payors, including the Health Insurance Association of America, the League of Life and Health Insurers of Maryland, and the Maryland Association of Health [Maintenance Organizations] PLANS, and providers of health care, including the [Maryland Hospital Association] MHA: THE ASSOCIATION OF MARYLAND HOSPITALS AND HEALTH SYSTEMS, CAREFIRST BLUECROSS BLUESHIELD, the Medical and Chirurgical Faculty of Maryland, and licensed or certified providers of treatment for a mental illness, emotional disorder, or a drug abuse or alcohol abuse disorder, shall adopt regulations to implement the provisions of this subtitle.

(2) (i) Subject to the provisions of subparagraph (iii) of this paragraph, the regulations adopted by the Commissioner shall include a uniform treatment plan form for utilization review of services for the treatment of a mental illness, emotional disorder, or a drug abuse or alcohol abuse disorder.

(ii) The uniform treatment plan form adopted by the Commissioner:

1. shall adequately protect the confidentiality of the patient; and
2. may only request the patient's membership number, policy number, or other similar unique patient identifier and first name for patient identification.

(iii) The Commissioner may waive the requirements of regulations adopted under subparagraph (i) of this paragraph for the use of a uniform treatment plan form for any entity that would be using the form solely for internal purposes.

15-10B-04.

(a) An applicant for a certificate shall:

- (1) submit an application to the Commissioner; and