

9**General Provisions****Contestability Period**

If at any time it is determined that you are no longer eligible for coverage according to the eligibility requirements for the Pool, you will be terminated effective the end of the month you are determined ineligible.

Availability of Provider Services

The Administrator does not guarantee that a certain type of room or service will be available at any hospital or other facility within the Administrator's participating provider network, nor that the services of a particular hospital, physician, or other provider will be available.

Changes to the Health Care Policy

This Policy and any attachments are the entire Policy of Insurance. Only the Board of Directors of the New Mexico Medical Insurance Pool or the Legislature of the State of New Mexico can approve a change to the Policy. Any such change(s) must be shown in your Policy.

Disclaimer of Liability

The Administrator has no control over any diagnosis, treatment, care, or other service provided to you by any facility or professional provider, whether participating or not. The NM Medical Insurance Pool and its contractors and subcontractors are not liable for any loss or injury caused by any health care provider by reason of negligence or otherwise.

Disclosure and Release of Information

The Administrator and the NM Medical Insurance Pool will only disclose information as permitted or required under state and federal law.

Execution of Papers

You must, upon request, execute and deliver to the Administrator any documents and papers necessary to carry out the provisions of this Policy.

Independent Contractors

The relationship between the Administrator and its participating providers is that of independent contractors; physicians and other providers are not agents or employees of the Administrator, and the Administrator and its employees are not employees or agents of any network provider. The Administrator will not be liable for any claim or demand on account of damages arising out of, or in any manner connected with, any injuries suffered by you while receiving care from any participating provider.