

[(3)] (5) An officer or employee of a nonprofit health service plan or any of its affiliates or subsidiaries may not be appointed or elected to the board.

[(4)] (6) A nonprofit health service plan is subject to the provisions of § 2-419 of the Corporations and Associations Article.

(d) [(1) This subsection does not apply to a board of a nonprofit health service plan that issues contracts for only one of the following services:

- (i) podiatric;
- (ii) chiropractic;
- (iii) pharmaceutical;
- (iv) dental;
- (v) psychological; or
- (vi) optometric.]

(1) THIS SUBSECTION APPLIES TO A CORPORATION THAT IS:

(I) ISSUED A CERTIFICATE OF AUTHORITY AS A NONPROFIT HEALTH SERVICE PLAN; AND

(II) THE SOLE MEMBER OF A CORPORATION ISSUED A CERTIFICATE OF AUTHORITY AS A NONPROFIT HEALTH SERVICE PLAN.

(2) THE BOARD SHALL BE COMPOSED OF NO MORE THAN 23 MEMBERS, INCLUDING:

(I) ONE NONVOTING MEMBER, WHO IS NOT A MEMBER OF THE MARYLAND GENERAL ASSEMBLY, APPOINTED BY AND SERVING AT THE PLEASURE OF THE PRESIDENT OF THE SENATE OF MARYLAND;

(II) ONE NONVOTING MEMBER, WHO IS NOT A MEMBER OF THE MARYLAND GENERAL ASSEMBLY, APPOINTED BY AND SERVING AT THE PLEASURE OF THE SPEAKER OF THE HOUSE OF DELEGATES; AND

(III) 21 MEMBERS SELECTED BY THE BOARD, INCLUDING TWO CONSUMER MEMBERS, WHO SATISFY THE REQUIREMENTS OF PARAGRAPHS (13), (14), AND (15) OF THIS SUBSECTION.

(3) NO MORE THAN FOUR MEMBERS OF THE BOARD MAY BE:

(I) LICENSED HEALTH CARE PROFESSIONALS;

(II) HOSPITAL ADMINISTRATORS; OR

(III) EMPLOYEES OF HEALTH CARE PROFESSIONALS OR HOSPITALS.