

(i) that the applicant has been organized in good faith for the purpose of establishing, maintaining, and operating a nonprofit health service plan THAT:

1. IS COMMITTED TO A NONPROFIT CORPORATE STRUCTURE;

2. IN ACCORDANCE WITH THE CHARTER OF THE NONPROFIT HEALTH SERVICE PLAN, SEEKS TO PROVIDE AFFORDABLE AND ACCESSIBLE HEALTH INSURANCE; AND

3. RECOGNIZES A RESPONSIBILITY TO CONTRIBUTE TO THE IMPROVEMENT OF THE OVERALL HEALTH STATUS OF MARYLAND RESIDENTS;

(ii) that:

1. each contract executed or proposed to be executed by the applicant and a health care provider to furnish health care services to subscribers to the nonprofit health service plan, obligates or, when executed, will obligate each health care provider party to the contract to render the health care services to which each subscriber is entitled under the terms and conditions of the various contracts issued or proposed to be issued by the applicant to subscribers to the plan; and

2. each subscriber is entitled to reimbursement for podiatric, chiropractic, psychological, or optometric services, regardless of whether the service is performed by a licensed physician, licensed podiatrist, licensed chiropractor, licensed psychologist, or licensed optometrist;

(iii) that:

1. each contract issued or proposed to be issued to subscribers to the plan is in a form approved by the Commissioner; and

2. the rates charged or proposed to be charged for each form of each contract are fair and reasonable;

(iv) that the applicant has a surplus, as defined in § 14-117 of this subtitle, of the greater of:

1. \$100,000; and

2. an amount equal to that required under § 14-117 of this subtitle; and

(v) that, except for a nonprofit health service plan that insures [fewer than] BETWEEN 1 AND 10,000 covered lives in the State, the nonprofit health service plan's corporate headquarters is located in the State.

(B) IF THE COMMISSIONER DETERMINES THAT A NONPROFIT HEALTH SERVICES PLAN DOES NOT CONTINUE TO SATISFY THE REQUIREMENTS OF THIS SUBTITLE, THE COMMISSIONER MAY DISAPPROVE THE RENEWAL OF THE CERTIFICATE OF AUTHORITY OF THE NONPROFIT HEALTH SERVICE PLAN.