

Article 23 of the Code of Public General Laws of this State, for the purpose of establishing, maintaining and operating a Non-Profit Hospital Service Plan whereby hospital care is provided by a hospital, or hospitals, to persons who become subscribers to such Plan under a contract which entitles each subscriber to certain hospital care, shall be governed and regulated by the provisions of this sub-title, and by no other law relating to Insurance unless such law is referred to under this sub-title, and no law hereafter enacted shall apply to such corporations, unless they are expressly designated therein.

1937, ch. 224, sec. 201.

236. (License.) No corporation subject to the provisions of this sub-title shall issue contracts for the rendering of hospital service to subscribers until the Insurance Commissioner has, by formal certificate or license, authorized it to do so. Application for such certificate of authority or license shall be made on forms to be supplied by the Insurance Commissioner, containing such information as he shall deem necessary. Each application for such certificate of authority or license, as a part thereof, shall be accompanied by copies of the following documents, duly certified to by at least two (2) of the executive officers of such corporation:

- (a) Certificate of Incorporation, with all amendments thereto;
- (b) By-laws, with all amendments thereto;
- (c) Each contract executed or proposed to be executed by and between the corporation and any hospital, embodying the terms under which hospital service is to be furnished to subscribers to the Plan;
- (d) Each form of contract issued or proposed to be issued to subscribers to the Plan, together with a table of the rates charged, or proposed to be charged, to subscribers for each form of such contract;
- (e) Financial statement of the corporation, which shall include the amounts of each contribution paid or agreed to be paid to the corporation for working capital, the name or names of each contributor and the terms of each contribution.

The Insurance Commissioner shall issue a certificate of authority, or license, to each applicant upon the payment of a fee of One Hundred Dollars (\$100.), and upon being satisfied

- (1) That the applicant has been organized *bona fide* for the purpose of establishing, maintaining and operating a Non-Profit Hospital Service Plan;
- (2) That each contract executed, or proposed to be executed, by the applicant and any hospital for the furnishing of hospital service to the subscribers to the Hospital Service Plan obligates, or will, when executed, obligate each hospital party thereto to render the service to which each subscriber may be entitled under the terms and conditions of the various contracts issued, or proposed to be issued, by the applicant to subscribers to the Plan;
- (3) That each contract issued, or proposed to be issued, to subscribers to the Plan is in a form approved by the Insurance Commissioner, and that the rates charged, or proposed to be charged, for each form of such contract are fair and reasonable;
- (4) That no contributions to the funds of the corporation for working capital are repayable by the corporation except out of earned premiums