

(F) "PLAN OF OPERATION" MEANS THE FORMAL PLAN OF OPERATION OF THE MARYLAND PROFESSIONAL LIABILITY POOL ADOPTED PURSUANT TO THIS SUBTITLE, INCLUDING ANY DULY ADOPTED AMENDMENTS.

(G) "BOARD OF GOVERNORS" MEANS THAT BOARD DESIGNATED UNDER THE PROVISIONS OF SECTION 478C(4) OF THIS ARTICLE.

(H) "PREMIUMS WRITTEN" MEANS GROSS DIRECT PREMIUMS CHARGED DURING THE SECOND PRECEDING CALENDAR YEAR WITH RESPECT TO GENERAL LIABILITY INSURANCE POLICIES IN THIS STATE AND THE GENERAL LIABILITY COMPONENTS OF MULTIPERIL POLICIES AS COMPUTED BY THE JOINT INSURANCE ASSOCIATION, LESS RETURN PREMIUMS, DIVIDENDS PAID OR CREDITED TO POLICYHOLDERS, OR THE UNUSED OR UNABSORBED PORTIONS OF PREMIUM DEPOSITS.

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(A) ALL PRESENT MEMBERS OF THE JOINT INSURANCE ASSOCIATION LICENSED TO WRITE IN THIS STATE, ON A DIRECT BASIS, [[GENERAL LIABILITY INSURANCE]] INSURANCE AS DEFINED IN SECTION 68 OF THIS ARTICLE, OR ANY COMPONENT THEREOF IN MULTIPERIL POLICIES, EXCEPT FOR THOSE INSURERS WHO WRITE ONLY WORKMEN'S COMPENSATION INSURANCE AND EMPLOYER'S LIABILITY INSURANCE ASSOCIATED THEREWITH, SHALL AUTOMATICALLY BECOME MEMBERS OF THE POOL. ALL INSURERS NOT PRESENTLY MEMBERS OF THE JOINT INSURANCE ASSOCIATION LICENSED TO WRITE IN THIS STATE, ON A DIRECT BASIS, GENERAL LIABILITY INSURANCE OR ANY COMPONENT THEREOF IN MULTIPERIL POLICIES SHALL BECOME MEMBERS OF THE JOINT INSURANCE ASSOCIATION FOR PROFESSIONAL LIABILITY INSURANCE. EVERY SUCH INSURER SHALL BE A MEMBER OF THE ASSOCIATION AND SHALL REMAIN A MEMBER AS A CONDITION OF ITS AUTHORITY TO TRANSACT SUCH KINDS OF INSURANCE IN THIS STATE. IN ADDITION, OTHER INSURERS MAY BECOME MEMBERS WITH THE CONSENT OF THE COMMISSIONER.

(B) THE COMMISSIONER MAY REQUIRE THE ASSOCIATION [[MAY]] PURSUANT TO THE PROVISIONS OF THIS SUBTITLE, TO ESTABLISH A PROGRAM OF OPERATION, WHICH SHALL BE SUBJECT TO APPROVAL BY THE COMMISSIONER~~[[, AND]]~~. THE ASSOCIATION MAY CAUSE THE ISSUANCE OF POLICIES OF INSURANCE AND ASSUME AND CEDE REINSURANCE ON RISKS WRITTEN BY INSURERS IN CONFORMITY WITH THE PROGRAM.

(C) EACH MEMBER OF THE ASSOCIATION SHALL PARTICIPATE IN THE EXPENSES, PROFITS AND LOSSES OF THE ASSOCIATION IN THE PROPORTION THAT ITS PREMIUMS WRITTEN ON THE LINES OF INSURANCE AS SET FORTH IN SUBSECTION (A) OF THIS SECTION BEAR TO THE AGGREGATE PREMIUMS WRITTEN ON THE LINES OF INSURANCE AS SET FORTH IN SUBSECTION (A) OF THIS SECTION BY ALL MEMBERS OF THE ASSOCIATION.