

(E) TO INDICATE COMPLIANCE WITH SUBSECTIONS (C) AND (D) OF THIS SECTION, A CARRIER SHALL MAINTAIN INFORMATION AND DOCUMENTATION THAT IS SATISFACTORY TO THE COMMISSIONER.

(F) (1) ON OR BEFORE MARCH 15 OF EACH YEAR, A CARRIER SHALL FILE AN ACTUARIAL CERTIFICATION WITH THE COMMISSIONER THAT IT HAS FOLLOWED THE RATING PRACTICES IMPOSED UNDER § 702 OF THIS SUBTITLE.

(2) THE CERTIFICATION SHALL BE BASED ON AN EXAMINATION THAT INCLUDES A REVIEW OF:

(I) APPROPRIATE RECORDS; AND

(II) ACTUARIAL ASSUMPTIONS AND METHODS USED BY THE CARRIER.

(G) A CARRIER SHALL:

(1) RETAIN ALL DOCUMENTS AND CERTIFICATIONS REQUIRED UNDER THIS SUBTITLE AT ITS PRINCIPAL PLACE OF BUSINESS FOR A PERIOD OF 5 YEARS; AND

(2) MAKE THE INFORMATION AND DOCUMENTATION AVAILABLE TO THE COMMISSIONER ON REQUEST.

704.

(A) (1) A CARRIER SHALL ISSUE ITS HEALTH BENEFIT PLANS TO ANY SMALL EMPLOYER THAT MEETS THE REQUIREMENTS OF THIS SUBSECTION.

(2) TO BE COVERED UNDER A HEALTH BENEFIT PLAN OFFERED BY A CARRIER, A SMALL EMPLOYER SHALL:

(I) ELECT TO BE COVERED UNDER THE PLAN;

(II) AGREE TO MAKE THE REQUIRED PREMIUM PAYMENTS; AND

(III) SATISFY THE OTHER REASONABLE PROVISIONS OF THE PLAN AS APPROVED BY THE COMMISSIONER.

(3) ANY REQUIREMENT USED BY A CARRIER IN DETERMINING WHETHER TO PROVIDE COVERAGE TO A SMALL EMPLOYER GROUP, INCLUDING REQUIREMENTS FOR MINIMUM PARTICIPATION OF ELIGIBLE EMPLOYEES AND ~~MINIMUM EMPLOYER CONTRIBUTIONS~~, SHALL BE APPLIED UNIFORMLY AMONG ALL SMALL EMPLOYERS WITH THE SAME NUMBER OF ELIGIBLE EMPLOYEES APPLYING FOR COVERAGE OR RECEIVING COVERAGE FROM THE CARRIER.

(4) A CARRIER MAY ONLY VARY APPLICATION OF MINIMUM PARTICIPATION REQUIREMENTS AND ~~MINIMUM EMPLOYER CONTRIBUTION REQUIREMENTS~~ OF ELIGIBLE EMPLOYEES BY THE SIZE OF THE SMALL EMPLOYER GROUP.

(5) A CARRIER MAY NOT REQUIRE MINIMUM EMPLOYER CONTRIBUTIONS.