

In subsections (a)(2) and (c)(2)(iv) of this section, the reference to "enrolling groups under this subtitle" is substituted for the former reference to "enrolling small employer groups" for clarity.

In subsection (a)(2) of this section, the reference to the "notification of election to become a risk-assuming carrier" is substituted for the former reference to the "notification of a risk-assuming carrier" for clarity.

In subsection (b)(1) and (3) of this section, the words "initial" and "subsequent", respectively, are added to modify "election" to distinguish between the first election to become a risk-assuming carrier and later ones.

In subsection (c)(3) of this section, the reference to the "Commissioner" considering an application is added for clarity.

Former Art. 48A, § 706(a)(2), which required an election to be submitted to the Commissioner by July 1, 1994, is deleted as obsolete.

Defined terms: "Carrier" § 15-1201

"Commissioner" § 1-101

"Pool" § 15-1201

"Reinsuring carrier" § 15-1201

"Risk-assuming carrier" § 15-1201

"Small employer" § 15-1201

15-1216. SMALL EMPLOYER HEALTH REINSURANCE POOL.

(A) ESTABLISHMENT.

THE COMMISSIONER SHALL ESTABLISH THE MARYLAND SMALL EMPLOYER HEALTH REINSURANCE POOL.

(B) COMMENCEMENT OF OPERATIONS.

THE POOL SHALL BE OPERATIONAL AND MAY REINSURE CLAIMS IN ACCORDANCE WITH THIS SUBTITLE ON OR AFTER JULY 1, 1994.

(C) MEMBERSHIP OF BOARD OF DIRECTORS.

(1) THE REINSURING CARRIERS SHALL ELECT A BOARD OF DIRECTORS TO BE COMPOSED OF SEVEN MEMBERS.

(2) THE BOARD SHALL INCLUDE REPRESENTATION FROM CARRIERS WHOSE PRINCIPAL BUSINESS IN HEALTH INSURANCE IS COMPRISED OF SMALL EMPLOYERS AND, TO THE EXTENT POSSIBLE, AT LEAST ONE NONPROFIT HEALTH SERVICE PLAN, AT LEAST ONE COMMERCIAL CARRIER, AND AT LEAST ONE HEALTH MAINTENANCE ORGANIZATION.

(3) A CARRIER, INCLUDING ITS AFFILIATES, MAY NOT BE REPRESENTED BY MORE THAN ONE MEMBER ON THE BOARD.

(4) THE TERM OF A MEMBER IS 3 YEARS EXCEPT THAT THE TERMS OF INITIAL MEMBERS SHALL BE STAGGERED FOR PERIODS OF 1 TO 3 YEARS.