

(3) THE PRINCIPAL FUNCTIONS OF THE BOARD SHALL INCLUDE:

(I) ENSURING THAT THE CORPORATION EFFECTIVELY CARRIES OUT THE NONPROFIT MISSION ESTABLISHED UNDER § 14-102(C) OF THIS SUBTITLE;

(II) SELECTING CORPORATE MANAGEMENT AND EVALUATING ITS PERFORMANCE;

(III) ENSURING TO THE EXTENT PRACTICABLE THAT HUMAN RESOURCES AND OTHER RESOURCES ARE SUFFICIENT TO MEET CORPORATE OBJECTIVES;

(IV) SUBJECT TO THE PROVISIONS OF SUBSECTION (D) OF THIS SECTION, NOMINATING AND SELECTING SUITABLE CANDIDATES FOR THE BOARD; AND

(V) ESTABLISHING A SYSTEM OF GOVERNANCE AT THE BOARD LEVEL, INCLUDING AN ANNUAL EVALUATION OF BOARD PERFORMANCE.

(4) EACH MEMBER OF THE BOARD SHALL DEMONSTRATE A COMMITMENT TO THE MISSION OF THE NONPROFIT HEALTH SERVICE PLAN.

[(3)] (5) An officer or employee of a nonprofit health service plan or any of its affiliates or subsidiaries may not be appointed or elected to the board.

[(4)] (6) A nonprofit health service plan is subject to the provisions of § 2-419 of the Corporations and Associations Article.

(d) [(1) This subsection does not apply to a board of a nonprofit health service plan that issues contracts for only one of the following services:

- (i) podiatric;
- (ii) chiropractic;
- (iii) pharmaceutical;
- (iv) dental;
- (v) psychological; or
- (vi) optometric.]

(1) THIS SUBSECTION APPLIES TO A CORPORATION THAT IS:

(I) ISSUED A CERTIFICATE OF AUTHORITY AS A NONPROFIT HEALTH SERVICE PLAN; AND

(II) THE SOLE MEMBER OF A CORPORATION ISSUED A CERTIFICATE OF AUTHORITY AS A NONPROFIT HEALTH SERVICE PLAN.

(2) THE BOARD SHALL BE COMPOSED OF NO MORE THAN 23 MEMBERS, INCLUDING: