

(iii) the Maryland Children's Health Program; or

(iv) an employer-sponsored group health insurance plan that includes benefits comparable to Plan benefits, unless the individual is eligible for the tax credit for health insurance costs under Section 35 of the Internal Revenue Code.

~~(3) THE BOARD MAY ADOPT REGULATIONS TO LIMIT ENROLLMENT OF OTHERWISE ELIGIBLE INDIVIDUALS UNDER PARAGRAPH (1) OF THIS SUBSECTION WHERE THE BOARD DETERMINES THAT ENROLLMENT CAPACITY IS ADVERSELY IMPACTED.~~

(g) "Plan" means the Maryland Health Insurance Plan.

(h) "Plan of operation" means the articles, bylaws, and operating rules and procedures adopted by the Board in accordance with § 14-503 of this subtitle.

14-503.

(c) The Board consists of [seven] NINE members, of whom:

(1) one shall be the Commissioner;

(2) one shall be the Executive Director of the Maryland Health Care Commission;

(3) one shall be the Executive Director of the Health Services Cost Review Commission;

(4) one shall be the Secretary of the Department of Budget and Management;

(5) [one] TWO shall be appointed by the Director of the Health, Education, and Advocacy Unit in the Office of the Attorney General in accordance with subsection (d) of this section;

(6) one shall be appointed by the Commissioner to represent carriers operating in the State; [and]

(7) one shall be appointed by the Commissioner to represent insurance producers selling insurance in the State; AND

(8) ONE SHALL BE AN INDIVIDUAL WHO IS AN OWNER OR EMPLOYEE OF A MINORITY-OWNED BUSINESS IN THE STATE, APPOINTED BY THE GOVERNOR.

(d) (1) (I) [The] EACH Board member appointed under subsection (c)(5) of this section shall be a consumer who does not have a substantial financial interest in a person regulated under this article or under Title 19, Subtitle 7 of the Health - General Article.

(II) ONE OF THE BOARD MEMBERS APPOINTED UNDER SUBSECTION (C)(5) OF THIS SECTION SHALL BE A MEMBER OF A RACIAL MINORITY.

(2) The term of [a consumer member and a] AN APPOINTED member [appointed by the Commissioner] is 4 years.