

(ii) one nonvoting member, who is not a member of the Maryland General Assembly, appointed by and serving at the pleasure of the Speaker of the House of Delegates; and

(iii) 21 members selected by the board, IN ACCORDANCE WITH THE BYLAWS OF THE CORPORATION, including two consumer members, who satisfy the requirements of paragraphs (13), (14), and (15) of this subsection.

(11) (i) [Board approval is required for] THE BOARD SHALL APPROVE IN ADVANCE any action by the nonprofit health service plan, a corporation for which the plan is the sole member, or any affiliate or subsidiary of the nonprofit health service plan to:

1. [modify benefit levels] MATERIALLY MODIFY OPTIONS AVAILABLE IN BENEFIT PLANS MARKETED IN THE STATE;

2. materially modify MARYLAND provider networks or MARYLAND provider reimbursement LEVELS;

3. MATERIALLY modify underwriting guidelines FOR PRODUCTS MARKETED IN THE STATE;

4. MATERIALLY modify rates or rating plans THAT ARE REQUIRED TO BE APPROVED BY THE COMMISSIONER;

5. ADD A PRODUCT TO OR withdraw a product FROM THE MARYLAND MARKET, [or] withdraw from a line or type of [business] BUSINESS, or WITHDRAW FROM A geographic region IN THE STATE; [or]

6. MATERIALLY MODIFY MARKETING GOALS AND OBJECTIVES IN THE STATE; OR

[6.] 7. MATERIALLY impact the availability or affordability of health care in the State.

(II) THE COMMISSIONER SHALL ADOPT REGULATIONS THAT DEFINE "MATERIAL" FOR PURPOSES OF SUBPARAGRAPH (I) OF THIS PARAGRAPH.

[(ii)](III) A decision by the board to convert to a for profit entity under Title 6.5 of the State Government Article may be rejected by any three members of the board.

[(iii)] (IV) The board may delegate approval for the actions listed in subparagraph (i) of this paragraph to a standing committee of the board.

14-115.1.

(A) IN THIS SECTION, "OFFICER" MEANS ANY OFFICER THAT A MARYLAND CORPORATION IS REQUIRED OR PERMITTED TO HAVE UNDER § 2-412 OF THE CORPORATIONS AND ASSOCIATIONS ARTICLE.

(B) (1) AN OFFICER OF A NONPROFIT HEALTH SERVICE PLAN SHALL ACT:

(I) IN GOOD FAITH;