

- (I) 50% OF THE SMALL EMPLOYER CONTRIBUTION; OR
- (II) AN AMOUNT ESTABLISHED BY THE COMMISSION; AND

~~(2)~~ (3) MAY BE CALCULATED ON A SLIDING SCALE.

~~(C) A SUBSIDY OF HEALTH INSURANCE PREMIUM CONTRIBUTIONS MADE BY AN EMPLOYEE OF A SMALL EMPLOYER; PROVIDED TO AN EMPLOYEE OF A SMALL EMPLOYER UNDER THE PROGRAM:~~

(1) SHALL OFFSET A PORTION OF THE SMALL EMPLOYER HEALTH BENEFIT PLAN PREMIUM CONTRIBUTIONS MADE BY AN EMPLOYEE;

~~(1)~~ (2) MAY NOT EXCEED THE LOWER OF:

- (I) 50% OF THE EMPLOYEE CONTRIBUTION; OR
- (II) AN AMOUNT ESTABLISHED BY THE COMMISSION; AND

~~(2)~~ (3) MAY BE CALCULATED ON A SLIDING SCALE.

(D) THE COMMISSION MAY ALTER THE SUBSIDY AMOUNTS PROVIDED UNDER SUBSECTIONS (B) AND (C) OF THIS SECTION ACCORDING TO THE NUMBER OF EMPLOYEES OF THE SMALL EMPLOYER.

(E) THE TOTAL AMOUNT OF ALL SUBSIDIES PROVIDED UNDER THIS SECTION SHALL BE SUBJECT TO THE LIMITATIONS OF THE STATE BUDGET.

~~15-12A-04.~~

~~(A) A SMALL EMPLOYER SHALL BE ELIGIBLE FOR A SUBSIDY OF HEALTH INSURANCE PREMIUMS IF THE SMALL EMPLOYER:~~

~~(1) AT THE TIME OF INITIAL APPLICATION FOR THE SUBSIDY;~~

~~(I) IS CURRENTLY OFFERING HEALTH INSURANCE TO ITS EMPLOYEES;~~

~~(II) HAS AT LEAST TWO BUT NOT MORE THAN NINE FULL TIME EMPLOYEES, AS DETERMINED BY THE COMMISSION IN REGULATION; AND~~