

44. Group Self-Insurance for [Workmen's] WORKERS' Compensation

608.

(a) In this subtitle the following terms have meanings as indicated[:].

(d) (1) "Self-insurance group" means a combination of 2 or more employers organized in accordance with this subtitle and the regulations adopted under this subtitle[, but].

(2) "SELF-INSURANCE GROUP" does not include [groups] A GOVERNMENTAL SELF-INSURANCE GROUP organized under [Article 101, § 16(3) of the Code] § 9-404 OF THE LABOR AND EMPLOYMENT ARTICLE.

(f) "Uninsured Employers' Fund" [is] MEANS the Fund created under [Article 101, § 91 of the Code] § 10-304 OF THE LABOR AND EMPLOYMENT ARTICLE.

609.

(a) An employer may satisfy the requirements of [Article 101, § 16 of the Code] § 9-402 OF THE LABOR AND EMPLOYMENT ARTICLE by participation in a self-insurance group that meets the requirements of this section.

(b) (1) The Commissioner shall adopt regulations to carry out the provisions of this subtitle.

(2) The regulations shall include:

[(1)] (I) Classifications of businesses and industries, based on the type of activity conducted by the business or industry, within which employers may join together in self-insurance groups;

[(2)] (II) As to each classification, a minimum level of contribution which shall be at least \$250,000 in premiums collected from or pledged by members of a group to a fund from which compensation claims shall be paid;

[(3)] (III) Conditions under which contributions by members of a self-insurance group may be rebated or temporarily suspended;

[(4)] (IV) As to each classification, a minimum level of excess insurance coverage that shall be obtained by each group and the requirement that the minimum levels of excess insurance adopted under this section may be satisfied by placing, in a depository designated by the Commissioner, securities in a form and amount prescribed by the Commissioner;

[(5)] (V) As to each classification, a minimum surety bond of at least \$100,000 that shall be obtained by each group; and

[(6)] (VI) As to each administrator or service company, a minimum bond that may be required by the Commissioner in addition to any other bond that may be required.