

Defined terms: "Authorized insurer" § 9-401

"Compensation" § 9-101 "Covered employee" § 9-101

"Governmental self-insurance group" § 9-401

9-403. APPROVAL OF SELF-INSURANCE PLAN.

(A) REQUIRED.

AN EMPLOYER WHO WISHES TO SELF-INSURE UNDER § 9-402(A)(5) OF THIS SUBTITLE AND A GOVERNMENTAL SELF-INSURANCE GROUP THAT WISHES TO ESTABLISH JOINT SELF-INSURANCE COVERAGE UNDER § 9-402(A)(3) OF THIS SUBTITLE SHALL GET THE APPROVAL OF THE COMMISSION FOR THE SELF-INSURANCE PLAN OF THE EMPLOYER OR GOVERNMENTAL SELF-INSURANCE GROUP.

(B) APPLICATION.

TO GET THE APPROVAL OF THE COMMISSION FOR A SELF-INSURANCE PLAN, AN EMPLOYER OR A GOVERNMENTAL SELF-INSURANCE GROUP SHALL APPLY TO THE COMMISSION.

(C) DETERMINATION BY COMMISSION.

THE COMMISSION MAY APPROVE OR DENY THE USE OF A SELF-INSURANCE PLAN BY AN EMPLOYER OR A GOVERNMENTAL SELF-INSURANCE GROUP.

(D) APPLICATION AFTER DENIAL.

IF THE COMMISSION DENIES THE USE OF A SELF-INSURANCE PLAN BY AN EMPLOYER OR GOVERNMENTAL SELF-INSURANCE GROUP, THE EMPLOYER OR GOVERNMENTAL SELF-INSURANCE GROUP MAY APPLY TO THE COMMISSION FOR APPROVAL TO USE ANOTHER SELF-INSURANCE PLAN.

(E) REVOCATION OR MODIFICATION OF APPROVAL.

THE COMMISSION MAY REVOKE OR MODIFY ITS APPROVAL FOR USE OF A SELF-INSURANCE PLAN IF THE COMMISSION DETERMINES THAT REVOKING OR MODIFYING APPROVAL IS REASONABLY NECESSARY:

(1) TO SECURE COMPENSATION; OR

(2) EXCEPT FOR A PUBLIC SERVICE CORPORATION UNDER THE JURISDICTION OF THE PUBLIC SERVICE COMMISSION, TO PREVENT OR OTHERWISE TO REDUCE ACCIDENTS.