

REVISOR'S NOTE: Subsection (a) of this section is new language added to state expressly that which only was implied in the former law — *i.e.*, an employer who wishes to self-insure or a governmental self-insurance group that wishes to establish joint self-insurance coverage shall get the approval of the Commission for the self-insurance plan of the employer or governmental self-insurance group.

Subsections (b) through (e) of this section are new language derived without substantive change from the first through fifth sentences of former Art. 101, § 16A(c).

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that former Art. 101, § 16A(c) referred only to prevention of "accidents". The General Assembly may wish to consider including occupational diseases.

Defined terms: "Authorized insurer" § 9-401
 "Commission" § 9-101 "Compensation" § 9-101
 "Covered employee" § 9-101

9-404. GOVERNMENTAL SELF-INSURANCE GROUP.

(A) REQUIREMENTS OF COMMISSION.

THE COMMISSION SHALL ADOPT REGULATIONS SETTING PROCEDURES AND OTHER REQUIREMENTS FOR A GOVERNMENTAL SELF-INSURANCE GROUP TO ESTABLISH JOINT SELF-INSURANCE COVERAGE.

(B) AUTHORIZED PARTICIPANTS.

(1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A GOVERNMENTAL SELF-INSURANCE GROUP MAY BE FORMED BY ANY COMBINATION OF:

- (I) COUNTIES;
- (II) MUNICIPAL CORPORATIONS;
- (III) BOARDS OF EDUCATION; AND
- (IV) COMMUNITY COLLEGES.

(2) A BOARD OF EDUCATION OR A COMMUNITY COLLEGE MAY NOT PARTICIPATE IN A GOVERNMENTAL SELF-INSURANCE GROUP UNLESS ITS PARTICIPATION IS APPROVED BY ITS COUNTY GOVERNING BODY.

(C) SCOPE OF COUNTY PARTICIPATION.