

Acts of the General Assembly of 2006, and Chapter 509 of the Acts of the
General Assembly of 2007

Section 13

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Insurance

14-102.

(h) The provisions of subsections (d) and (e) of this section and §§ 14-106, 14-106.1, **14-106.2**, 14-115(d), (e), (f), and (g), and 14-139(d) and (e) of this subtitle do not apply to a nonprofit health service plan that insures between 1 and 10,000 covered lives in Maryland or issues contracts for only one of the following services:

- (1) podiatric;
- (2) chiropractic;
- (3) pharmaceutical;
- (4) dental;
- (5) psychological; or
- (6) optometric.

14-106.2.

(A) THIS SECTION APPLIES TO A CORPORATION THAT IS:

- (1) ISSUED A CERTIFICATE OF AUTHORITY AS A NONPROFIT HEALTH SERVICE PLAN; AND
- (2) THE SOLE MEMBER OF A CORPORATION ISSUED A CERTIFICATE OF AUTHORITY AS A NONPROFIT HEALTH SERVICE PLAN.

(B) EXCEPT AS PROVIDED UNDER SUBSECTION (C) OF THIS SECTION, BEGINNING JANUARY 1, 2009, AND EACH JANUARY 1 THEREAFTER, IF A CORPORATION SUBJECT TO THIS SECTION HAS A SURPLUS THAT EXCEEDS 800% OF THE CONSOLIDATED RISK-BASED CAPITAL REQUIREMENTS APPLICABLE TO THE CORPORATION IN THE IMMEDIATELY PRECEDING CALENDAR YEAR, THE CORPORATION SHALL TRANSFER \$4,000,000 TO THE SEPARATE ACCOUNT FOR