

~~insolvency; authorizing the Insurance Commissioner to exempt a certain group from a certain assessment under certain circumstances; providing that a certain assessment does not relieve a certain group member of certain obligations; requiring the Commissioner to take certain actions in the event of a certain assessment; defining a certain term; requiring the Maryland Insurance Administration to report to certain committees of the General Assembly on or before a certain date; requiring a certain joint committee to perform a certain study and report to the House Economic Matters and Senate Finance Committees on or before a certain date; and generally relating to workers' compensation self-insurance groups.~~

BY repealing and reenacting, with amendments,

Article - Insurance

Section ~~25-304 and 25-305~~ 25-301 and 25-304

Annotated Code of Maryland

(1997 Volume and 2000 Supplement)

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

Article - Insurance

25-301.

(a) In this subtitle the following words have the meanings indicated:

(b) "Administrator" means a person engaged by a workers' compensation self-insurance group to carry out the policies established by the self-insurance group and to provide management of the self-insurance group.

(c) "INSOLVENT SELF-INSURANCE GROUP" MEANS A SELF-INSURANCE GROUP IN WHICH EACH INDIVIDUAL MEMBER OF THE GROUP IS UNABLE TO MEET THE MEMBER'S DEBTS AS THEY MATURE IN THE ORDINARY COURSE OF BUSINESS, AS DETERMINED BY THE COMMISSIONER.

~~[(c)]~~ (d) "Self-insurance agreement" means the partnership arrangement between the members of a self-insurance group that defines the rights, obligations, and liabilities of the members of the self-insurance group.

~~[(d)]~~ (e) (1) "Self-insurance group" means two or more employers organized in accordance with this subtitle.

(2) "Self-insurance group" does not include a governmental self-insurance group organized under § 9-404 of the Labor and Employment Article.

25-304.

(a) Before a self-insurance group may operate, the self-insurance group must obtain the approval of the Commissioner, including approval of its self-insurance agreement.