

---

By: **Senators Forehand, Britt, Garagiola, Grosfeld, Hogan, Kramer, Ruben,  
and Teitelbaum**

Introduced and read first time: January 27, 2005

Assigned to: Finance

---

A BILL ENTITLED

1 AN ACT concerning

2 **Health - Maryland Health Care Commission - Membership**

3 FOR the purpose of establishing additional requirements for the appointment of  
4 members to the Maryland Health Care Commission; and generally relating to  
5 the membership of the Maryland Health Care Commission.

6 BY repealing and reenacting, with amendments,  
7 Article - Health - General  
8 Section 19-104  
9 Annotated Code of Maryland  
10 (2000 Replacement Volume and 2004 Supplement)

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

13 **Article - Health - General**

14 19-104.

15 (a) (1) The Commission shall consist of 13 members appointed by the  
16 Governor with the advice and consent of the Senate.

17 (2) (i) Of the 13 members, seven shall be individuals who do not have  
18 any connection with the management or policy of a health care provider or payor.

19 (ii) Of the remaining six members, only two shall be physicians and  
20 only two shall be payors, as defined in § 19-132 of this article.

21 (b) (1) The term of a member is 4 years.

22 (2) The terms of members are staggered as required by the terms  
23 provided for members of the Commission on October 1, 1999.

24 (3) At the end of a term, a member continues to serve until a successor is  
25 appointed and qualifies.

1           (4)     A member who is appointed after a term has begun serves only for  
2 the rest of the term and until a successor is appointed and qualifies.

3           (5)     The Governor may remove a member for neglect of duty,  
4 incompetence, or misconduct.

5           (6)     A member may not serve more than two consecutive terms.

6       (c)     WHEN APPOINTING MEMBERS TO THE COMMISSION, THE GOVERNOR  
7 SHALL:

8           (1)     ASSURE THAT EACH COUNTY WITH A POPULATION OF OVER 250,000  
9 IS REPRESENTED BY AT LEAST ONE OF ITS RESIDENTS AS A MEMBER ON THE  
10 COMMISSION; AND

11          (2)     To the extent practicable, [when appointing members to the  
12 Commission, the Governor shall] assure geographic balance and promote racial,  
13 ETHNIC, AND GENDER diversity in the Commission's membership.

14       SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
15 October 1, 2005.