

BY: Committee on Ways and Means

AMENDMENTS TO HOUSE BILL NO. 177

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in the sponsor line, strike “and Dembrow” and substitute “Dembrow, Bartlett, Bozman, Carlson, Conroy, Greenip, Healey, Leopold, Rzepkowski, and Shriver”; in line 17, after “insurers” insert “, if directed to do so by the Insurance Commissioner,”; in line 18, after “victims;” insert “requiring the Commissioner to direct an insurer to file certain reports under certain circumstances;”; in line 21, strike “establishing certain exemptions to the filing requirements of this Act;”.

On page 2, in line 8, strike “28-111” and substitute “28-110”.

AMENDMENT NO. 2

On page 5, after line 23, insert:

“(F) “INTERNATIONAL COMMISSION” MEANS THE TWELVE MEMBER COMMISSION, AND ANY SUCCESSOR ORGANIZATION, ESTABLISHED BY THE SEPTEMBER 1998 MEMORANDUM OF UNDERSTANDING EXECUTED BY THE MARYLAND INSURANCE COMMISSIONER, INSURANCE REGULATORS FROM OTHER STATES, EUROPEAN INSURERS, AND INTERNATIONAL JEWISH ORGANIZATIONS.”.

On page 7, in line 5, strike “WITHIN 120 DAYS AFTER THE EFFECTIVE DATE OF THIS TITLE, EACH” and substitute “IF DIRECTED TO DO SO BY THE COMMISSIONER, AN”; and in line 17, strike “EACH” and substitute “IF DIRECTED TO DO SO BY THE COMMISSIONER, AN”.

On page 8, after line 12, insert:

“(C) THE COMMISSIONER SHALL DIRECT AN INSURER IN THIS STATE TO FILE A

(Over)

REPORT UNDER THIS SECTION IF:

(1) THE COMMISSIONER DETERMINES THAT THE INTERNATIONAL COMMISSION IS NOT MOVING EFFECTIVELY TOWARD THE SWIFT AND EQUITABLE RESOLUTION OF INSURANCE CLAIMS MADE BY HOLOCAUST VICTIMS; OR

(2) THE COMMISSIONER DETERMINES THAT AN INSURER IS NOT MEANINGFULLY PARTICIPATING IN THE WORK OF THE INTERNATIONAL COMMISSION OR COOPERATING WITH THE INTERNATIONAL COMMISSION IN A MANNER REASONABLY CALCULATED TO EFFECT THE PROMPT INVESTIGATION AND RESOLUTION OF CLAIMS MADE BY HOLOCAUST VICTIMS.”.

On page 8, strike beginning with “THIS” in line 15 down through “EFFECTIVE” in line 16 and substitute “THE INSURER WAS DIRECTED BY THE COMMISSIONER TO FILE A REPORT”; in lines 13, 17, 21, 26, and 30, strike “(C)”, “(D)”, “(E)”, “(F)”, and “(G)”, respectively, and substitute “(D)”, “(E)”, “(F)”, “(G)”, and “(H)”, respectively.

AMENDMENT NO. 3

On page 9, in line 2, before the first “ON” insert “(A)”; after line 5, insert:

“(1) THE PROGRESS OF THE INTERNATIONAL COMMISSION IN RECEIVING, INVESTIGATING, AND RESOLVING INSURANCE CLAIMS OF HOLOCAUST VICTIMS; AND

(2) THE STATUS OF ANY REPORTS THAT INSURERS WERE DIRECTED TO FILE UNDER § 28-105 OF THIS TITLE.

(B) THE COMMISSIONER’S REPORT UNDER THIS SECTION SHALL INCLUDE:”;

and in line 25, strike “SECTION” and substitute “SUBSECTION”.

On pages 10 and 11, strike in their entirety the lines beginning with line 1 on page 10 through line 13 on page 11, inclusive.

On page 11, in lines 14 and 17, strike “28-110.” and “28-111.”, respectively, and substitute “28-109.” and “28-110.”, respectively.