

# SENATE BILL 289

C4

7lr2394

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By: ~~Senator Middleton~~ **Senators Middleton, Benson, Feldman, Hershey, Jennings,  
Klausmeier, Mathias, Reilly, and Rosapepe**

Introduced and read first time: January 20, 2017

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: February 13, 2017

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Maryland Insurance ~~Commissioner~~ Administration – Rate Making for**  
3 **Automobile and Homeowner’s Insurance – ~~Reports~~**

4 FOR the purpose of repealing provisions of law that require the Maryland Insurance  
5 Commissioner to provide to the Governor and the General Assembly certain reports  
6 on the effect of competitive rating on the insurance markets in the State; repealing  
7 provisions of law that require the Commissioner, on or before a certain date each  
8 year, to submit a report to the General Assembly about the use of territory as a factor  
9 in establishing private passenger automobile insurance rates by insurers and the  
10 Maryland Automobile Insurance Fund; requiring the Maryland Insurance  
11 Administration to continue to collect and analyze data relating to the  
12 competitiveness of certain insurance markets and notify the Governor and the  
13 General Assembly if there are certain changes; requiring the Administration to  
14 continue to review and analyze certain information regarding the use of a certain  
15 factor in establishing certain rates and notify the Governor and the General  
16 Assembly if there are certain changes; requiring the Administration, on request, to  
17 make certain information available in accordance with certain provisions of law; and  
18 generally relating to ~~reports by the Maryland Insurance Commissioner~~ rate making  
19 for private passenger automobile and homeowner’s insurance.

20 BY repealing

21 Article – Insurance

22 Section 11–338 and 11–339

23 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2011 Replacement Volume and 2016 Supplement)

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

**Article – Insurance**

[11–338.

(a) The Commissioner shall provide detailed reports on a current continuing basis to the Governor and, subject to § 2–1246 of the State Government Article, the General Assembly on the effect of competitive rating on the insurance markets in the State.

(b) The reports required under this section shall be submitted on or before December 1 of each year.]

[11–339.

(a) On or before July 1 of each year, the Commissioner shall submit a report, in accordance with § 2–1246 of the State Government Article, to the General Assembly about the use of territory as a factor in establishing private passenger automobile insurance rates by insurers and the Maryland Automobile Insurance Fund.

(b) The report shall provide information on:

(1) the number of insurers actively engaged in providing private passenger automobile insurance coverage in the State; and

(2) the number of insurers that use territory as a factor in establishing private passenger automobile insurance rates.]

SECTION 2. AND BE IT FURTHER ENACTED, That the Maryland Insurance Administration shall:

(1) continue to collect and analyze data relating to the competitiveness of the private passenger automobile insurance and homeowner’s insurance markets in the State and notify the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly if there are any notable changes;

(2) continue to review and analyze the information provided by private passenger automobile insurance carriers under § 11–216 of the Insurance Article regarding the use of territory as a factor in establishing rates for private passenger automobile insurance and notify the Governor and, in accordance with § 2–1246 of the State Government Article, the General Assembly if there are any notable changes; and

1                   (3)    on request, make information gathered under items (1) and (2) of this  
2 section available in accordance with applicable provisions of the Insurance Article and the  
3 Public Information Act.

4                   SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 July 1, 2017.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.