

SENATE BILL 370

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1998 Regular Session
8r1997

By: **Senators Ruben, Forehand, Dorman, Currie, and Middleton**
Introduced and read first time: February 6, 1998
Assigned to: Finance

Committee Report: Favorable with amendments
Senate action: Adopted
Read second time: March 10, 1998

CHAPTER _____

1 AN ACT concerning

2 **Insurance Hearings - Judicial Review**

3 FOR the purpose of ~~authorizing~~ requiring that an appeal to which an individual is a
4 party, from an order resulting from a hearing held by the Insurance
5 Commissioner or from a refusal by the Commissioner to hold a hearing ~~to~~ be
6 taken to the circuit court of ~~any county in the State~~ the county where the
7 individual resides.

8 BY repealing and reenacting, with amendments,
9 Article - Insurance
10 Section 2-215(c)
11 Annotated Code of Maryland
12 (1997 Volume)

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

15 **Article - Insurance**

16 2-215.

17 (c) (1) [Except as provided in] SUBJECT TO paragraph (2) of this subsection,
18 an appeal under this subtitle ~~shall~~ ~~MAY~~ be taken;

19 (1) to ~~the Circuit Court for Baltimore City~~ ~~THE CIRCUIT~~
20 ~~COURT OF ANY COUNTY IN THE STATE;~~ OR

1 (II) IF A PARTY TO AN APPEAL IS AN INDIVIDUAL, TO THE CIRCUIT
2 COURT OF THE COUNTY WHERE THE INDIVIDUAL RESIDES.

3 (2) If the appeal is from the suspension or revocation of a certificate of
4 authority of a domestic insurer, certificate of qualification of an agent or broker, or
5 license of an adviser or public adjuster, an appeal may be taken to the circuit court of
6 the county where:

7 (i) the domestic insurer has its principal place of business; or

8 (ii) the licensee or certificate holder resides.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 1998.