

SENATE BILL 581

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1998 Regular Session
8r2273
CF 8r1765

By: **Senators Astle and Derr**

Introduced and read first time: February 6, 1998

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 9, 1998

CHAPTER_____

1 AN ACT concerning

2 **Insurance - Administrative Hearings - Representation of Corporations**

3 FOR the purpose of requiring the Insurance Commissioner to allow any corporation
4 that is a party to a hearing held by the Insurance Commissioner to appear
5 through a corporate designee; authorizing an individual who is not licensed to
6 practice law in the State and who is a designee of a corporation to represent the
7 corporation in a proceeding before the Office of Administrative Hearings while
8 appearing on behalf of the corporation in an administrative hearing under the
9 Insurance Article; and generally relating to representation of corporations in
10 administrative hearings under the Insurance Article.

11 BY repealing and reenacting, with amendments,
12 Article - Insurance
13 Section 2-213(b)(1)
14 Annotated Code of Maryland
15 (1997 Volume)

16 BY repealing and reenacting, with amendments,
17 Article - State Government
18 Section 9-1607.1(a)(3)
19 Annotated Code of Maryland
20 (1995 Replacement Volume and 1997 Supplement)

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

1

Article - Insurance

2 2-213.

3 (b) (1) The Commissioner shall allow any party to a hearing to:

4 (i) appear in person OR, IN THE CASE OF A CORPORATION,
5 THROUGH A CORPORATE DESIGNEE [and];

6 (II) be represented by counsel;

7 [(ii)] (III) be present while evidence is given;

8 [(iii)] (IV) have a reasonable opportunity to inspect all
9 documentary evidence and to examine witnesses; and

10 [(iv)] (V) present evidence.

11

Article - State Government

12 9-1607.1.

13 (a) An individual who is not licensed to practice law in this State may
14 represent a party in a proceeding before the Office if:15 (3) the individual is a designee of a corporation while appearing on its
16 behalf in an administrative proceeding held under [§ 27-605 of] the Insurance
17 Article; or18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 June 1, 1998.