

BY: Economic Matters Committee

AMENDMENTS TO HOUSE BILL NO. 779

(First Reading File Bill)

AMENDMENT NO. 1

In line 3, after “insurer” insert “and the Board for the Injured Workers’ Insurance Fund”; and after line 10, insert:

“BY repealing and reenacting, with amendments,

Article - Labor and Employment

Section 10-133(b) and 10-135(d)

Annotated Code of Maryland

(1991 Volume and 1998 Supplement)”.”

AMENDMENT NO. 2

After line 21, insert:

“Article - Labor and Employment

10-133.

(b) (1) Subject to paragraph (2) of this subsection, the Board, the President of the Fund, or the Executive Vice President of the Fund may:

(i) cancel the insurance of a policyholder who fails to pay a premium due to the Fund; and

(ii) refer to the Attorney General, for collection, the debt of any policyholder whose insurance is being cancelled under this paragraph.

(2) At least [30] 45 days before the date set for cancellation of insurance under

(Over)

this subsection, the Board shall:

(i) serve on the policyholder, by personal service or by certified or registered mail sent to the last known resident address of the policyholder, a notice of intention to cancel insurance; and

(ii) submit a copy of the notice to the Workers' Compensation Commission.

(3) Notice under this subsection may be given:

(i) for a policyholder that is a corporation, to an official or other agent of the corporation on whom legal process may be served; and

(ii) for a policyholder that is a partnership, to any partner.

(4) Notice under this subsection shall state the date on which the cancellation is to become effective.

(5) Whenever a debt is referred under this subsection for collection, the insurance may not be reinstated until the debt is paid in full.

10-135.

(d) (1) Subject to paragraph (2) of this subsection, the Board, the President of the Fund, or the Executive Vice President of the Fund may cancel the insurance of a policyholder who:

(i) fails to comply with subsection (b) of this section; or

(ii) refuses to allow an inspection authorized under subsection (c) of this section.

(2) At least [30] 45 days before the date set for cancellation of insurance under this subsection, the Board shall:

(i) serve on the policyholder, by personal service or by certified or registered mail sent to the last known resident address of the policyholder, a notice of intention to cancel insurance; and

(ii) submit a copy of the notice to the Workers' Compensation Commission.

(3) Notice under this subsection may be given:

(i) for a policyholder that is a corporation, to an official or other agent of the corporation on whom legal process may be served; and

(ii) for a policyholder that is a partnership, to any partner.

(4) Notice under this subsection shall state the date on which the cancellation is to become effective.”.