
By: **Delegate Brown**

Introduced and read first time: January 22, 2003

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Insurance - Personal Injury Protection - Notice of Claim**

3 FOR the purpose of altering the period of time within which an original claim for
4 personal injury protection benefits must be filed with certain motor vehicle
5 liability insurers; and generally relating to personal injury protection coverage.

6 BY repealing and reenacting, with amendments,
7 Article - Insurance
8 Section 19-508(a)
9 Annotated Code of Maryland
10 (2002 Replacement Volume and 2002 Supplement)

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

13 **Article - Insurance**

14 19-508.

15 (a) (1) Subject to paragraphs (2) and (3) of this subsection, an insurer shall
16 make all payments of the benefits described in § 19-505 of this subtitle periodically as
17 claims for the benefits arise and within 30 days after the insurer receives satisfactory
18 proof of claim.

19 (2) A policy that contains the coverage described in § 19-505 of this
20 subtitle may:

21 (i) set a period of not less than [12 months] 3 YEARS after the date
22 of the motor vehicle accident within which the original claim for benefits must be filed
23 with the insurer; and

24 (ii) provide that if, after a lapse in the period of total disability or in
25 the medical treatment of an injured individual who has received benefits under that
26 coverage, the individual claims additional benefits based on an alleged recurrence of
27 the injury for which the original claim for benefits was made, the insurer may require
28 reasonable medical proof of the alleged recurrence.

1 (3) The aggregate benefits payable to an individual under this
2 subsection may not exceed the maximum limits stated in the policy.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2003.