

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 975
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike “, Automobile Insurance Fraud,”; in the same line, after “and” insert “Prosecution of”; strike beginning with “altering” in line 10 down through “Act” in line 23 and substitute “requiring the Insurance Fraud Division in the Maryland Insurance Administration to assist local and State law enforcement agencies in the prosecution of automobile theft”; in lines 23 and 24, strike “, automobile insurance fraud, and” and substitute “and the assistance by the Insurance Fraud Division in the prosecution of”; and after line 24, insert:

“BY repealing and reenacting, without amendments,

Article - Insurance

Section 2-402

Annotated Code of Maryland

(2003 Replacement Volume and 2005 Supplement)

BY repealing and reenacting, with amendments,

Article - Insurance

Section 2-405

Annotated Code of Maryland

(2003 Replacement Volume and 2005 Supplement)”.

AMENDMENT NO. 2

On pages 1 and 2, strike in their entirety the lines beginning with line 30 on page 1 through line 8 on page 2, inclusive.

On page 2, after line 11, insert:

“2-402.

(Over)

There is an Insurance Fraud Division in the Administration.

2-405.

The Fraud Division:

(1) has the authority to investigate each person suspected of engaging in insurance fraud;

(2) if appropriate after an investigation:

(i) shall refer suspected cases of insurance fraud to the Office of the Attorney General or appropriate local State's Attorney to prosecute the person criminally for insurance fraud;

(ii) shall notify the appropriate professional licensing board or disciplinary body of evidence of insurance fraud that involves professionals;

(iii) shall notify the appropriate professional licensing board of evidence of gross overutilization of health care services; [and]

(iv) shall notify the Workers' Compensation Commission of suspected cases of insurance fraud referred to the Office of the Attorney General or appropriate local State's Attorney under subparagraph (i) of this paragraph that involve the payment of compensation, fees, or expenses under the Workers' Compensation Law; AND

(V) SHALL ASSIST LOCAL AND STATE LAW ENFORCEMENT AGENCIES IN THE PROSECUTION OF AUTOMOBILE THEFT;

(3) shall compile and abstract information that includes the number of confirmed acts of insurance fraud and the type of acts of insurance fraud;

(4) in exercising its authority under this subtitle, shall cooperate with the Department of State Police, Office of the Attorney General, local State's Attorney in the jurisdiction in which the alleged acts of insurance fraud took place, and appropriate federal and local law enforcement authorities;

(5) shall operate or provide for a toll-free insurance fraud hot line to receive and record information about alleged acts of insurance fraud; and

(6) in cooperation with the Office of the Attorney General and Department of State Police, shall conduct public outreach and awareness programs on the costs of insurance fraud to the public.”;

in line 30, after “ESTABLISHING” insert “PRIVATE PASSENGER”; and in line 33, after “PROVIDING” insert “PRIVATE PASSENGER”.

On pages 3 and 4, strike in their entirety the lines beginning with line 3 on page 3 through line 31 on page 4, inclusive.

On page 4, in line 32, strike “3.” and substitute “2.”.