

SENATE BILL 192

C3

8lr0051

By: **Chair, Finance Committee (By Request – Departmental – Insurance Administration, Maryland)**

Introduced and read first time: January 18, 2008

Rules suspended

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Health Insurance Plan – Application of Insurance Fraud Law**

3 FOR the purpose of providing that certain provisions of law relating to fraudulent
4 insurance acts that apply to insurers also apply to the Maryland Health
5 Insurance Plan.

6 BY repealing and reenacting, with amendments,
7 Article – Insurance
8 Section 27–402
9 Annotated Code of Maryland
10 (2006 Replacement Volume and 2007 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 27–402.

15 The provisions of this subtitle that apply to insurers also apply to:

16 (1) a corporation that operates a nonprofit health service plan under
17 Title 14, Subtitle 2 of this article;

18 (2) a dental plan organization as defined in § 14–401 of this article;

19 (3) a health maintenance organization as defined in Title 19, Subtitle
20 7 of the Health – General Article;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (4) a surplus lines insurer;
- 2 (5) the Maryland Automobile Insurance Fund;
- 3 (6) the Injured Workers' Insurance Fund;
- 4 (7) the State when a claim has been filed against the State under Title
5 12 of the State Government Article;
- 6 (8) the State when a claim has been filed against the State under Title
7 8, Subtitle 1 of the State Personnel and Pensions Article;
- 8 (9) the State, including the Uninsured Employers' Fund, when a claim
9 has been filed against the State under Title 9 of the Labor and Employment Article;
- 10 (10) the Maryland Transit Administration when acting as a
11 self-insurer under § 7-703 of the Transportation Article;
- 12 (11) a third party administrator under Title 8, Subtitle 3 of this article;
- 13 (12) a self-insurer under § 17-103(a)(2) of the Transportation Article;
- 14 [and]

15 **(13) THE MARYLAND HEALTH INSURANCE PLAN; AND**

16 [(13)] **(14)** an agent, employee, or representative of an entity described
17 in items (1) through [(12)] **(13)** of this section.

18 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2008.