

CHAPTER 25

(Senate Bill 192)

AN ACT concerning

Maryland Health Insurance Plan – Application of Insurance Fraud Law

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

BY repealing and reenacting, with amendments,
Article – Insurance
Section 27–402
Annotated Code of Maryland
(2006 Replacement Volume and 2007 Supplement)

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

Article – Insurance

27–402.

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

- (1) a corporation that operates a nonprofit health service plan under Title 14, Subtitle 2 of this article;
- (2) a dental plan organization as defined in § 14–401 of this article;
- (3) a health maintenance organization as defined in Title 19, Subtitle 7 of the Health – General Article;
- (4) a surplus lines insurer;
- (5) the Maryland Automobile Insurance Fund;
- (6) the Injured Workers’ Insurance Fund;
- (7) the State when a claim has been filed against the State under Title 12 of the State Government Article;

(8) the State when a claim has been filed against the State under Title 8, Subtitle 1 of the State Personnel and Pensions Article;

(9) the State, including the Uninsured Employers' Fund, when a claim has been filed against the State under Title 9 of the Labor and Employment Article;

(10) the Maryland Transit Administration when acting as a self-insurer under § 7-703 of the Transportation Article;

(11) a third party administrator under Title 8, Subtitle 3 of this article;

(12) a self-insurer under § 17-103(a)(2) of the Transportation Article;

[and]

(13) THE MARYLAND HEALTH INSURANCE PLAN; AND

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

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

Approved by the Governor, April 8, 2008.