

HOUSE BILL 160

C4

9lr0050

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

Introduced and read first time: January 26, 2009

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Insurance – Fraudulent Acts – Insurance Producers and Adjusters**

3 FOR the purpose of altering the circumstances under which it is a fraudulent
4 insurance act for a person to act as or represent to the public that the person is
5 an insurance producer or adjuster in the State; and generally relating to
6 fraudulent insurance acts.

7 BY repealing and reenacting, with amendments,

8 Article – Insurance

9 Section 27–405

10 Annotated Code of Maryland

11 (2006 Replacement Volume and 2008 Supplement)

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

14 **Article – Insurance**

15 27–405.

16 (a) It is a fraudulent insurance act for a person to act as or represent to the
17 public that the person is an insurance producer or adjuster in the State if the person
18 has not received the appropriate license under or otherwise complied with Title 10[,
19 Subtitle 1] of this article.

20 (b) It is a fraudulent insurance act for an insurance producer:

21 (1) to solicit or take application for, procure, or place for others
22 insurance for which the insurance producer has not obtained an appropriate license;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (2) knowingly to violate § 10–130 of this article; or

2 (3) intentionally to fail to report to an insurer the exact amount of
3 consideration charged as a premium for an insurance contract, if different from the
4 policy premium, and to fail to maintain records that show that information.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
6 October 1, 2009.