

## CHAPTER 133

(House Bill 160)

AN ACT concerning

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

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

BY repealing and reenacting, with amendments,  
Article – Insurance  
Section 27–405  
Annotated Code of Maryland  
(2006 Replacement Volume and 2008 Supplement)

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

#### **Article – Insurance**

27–405.

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

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

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

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

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

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

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MARTIN O'MALLEY, Governor

**Approved by the Governor, April 14, 2009.**