

HOUSE BILL 946

C4

8lr1047

By: **Delegates Kramer, Jackson, Barkley, Gutierrez, R. Lewis, Stein, and K. Young**

Introduced and read first time: February 5, 2018

Assigned to: Health and Government Operations

A BILL ENTITLED

1 AN ACT concerning

2 **Long-Term Care Insurance – Nonforfeiture Benefits**

3 FOR the purpose of requiring a carrier to provide to an insured under a policy or contract
4 of long-term care insurance a certain nonforfeiture benefit under certain
5 circumstances; providing for the application of this Act; and generally relating to
6 long-term care insurance.

7 BY adding to

8 Article – Insurance

9 Section 18-116.1

10 Annotated Code of Maryland

11 (2017 Replacement Volume)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

13 That the Laws of Maryland read as follows:

14 **Article – Insurance**

15 **18-116.1.**

16 (A) SUBJECT TO SUBSECTION (B) OF THIS SECTION, A CARRIER SHALL
17 PROVIDE TO AN INSURED UNDER A POLICY OR CONTRACT OF LONG-TERM CARE
18 INSURANCE A NONFORFEITURE BENEFIT IF:

19 (1) THE INSURED HAS MAINTAINED THE POLICY OR CONTRACT OF
20 LONG-TERM CARE INSURANCE THROUGH THE CARRIER FOR AT LEAST 10 YEARS;

21 (2) THE INSURED HAS PAID IN FULL ALL PREMIUMS FOR THE POLICY
22 OR CONTRACT OF LONG-TERM CARE INSURANCE; AND

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



5 **(B) THE NONFORFEITURE BENEFIT REQUIRED UNDER SUBSECTION (A) OF**
6 **THIS SECTION SHALL BE:**

10 (2) ADJUSTED FOR INFLATION BASED ON THE CONSUMER PRICE
11 INDEX FOR THE WASHINGTON-BALTIMORE METROPOLITAN AREA, AS COMPUTED
12 BY THE U.S. DEPARTMENT OF LABOR'S BUREAU OF LABOR STATISTICS.

13 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall apply to all:

(1) policies, contracts, or certificates of long-term care insurance issued, delivered, or in effect in the State on or after the effective date of this Act; and

18 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
19 October 1, 2018.