SENATE BILL 65

By: Senator Kramer
Requested: October 19, 2021
Introduced and read first time: January 12, 2022
Assigned to: Judicial Proceedings

A BILL ENTITLED

AN ACT concerning

Cooperative Housing Corporations and Condominium Associations – Evidence of Insurance

FOR the purpose of authorizing a cooperative housing corporation to require in the cooperative housing corporation’s governing documents that a member maintain a certain insurance policy and requiring a governing document that contains such a provision to also require that the member provide evidence of the coverage to the governing body of the cooperative housing corporation on request; requiring that bylaws of a condominium association requiring each unit owner to maintain certain insurance coverage also require that a unit owner provide evidence of the insurance coverage to the council of unit owners on request; and generally relating to cooperative housing corporations and condominium associations.

BY renumbering
Article – Corporations and Associations
Section 5–6B–32 and 5–6B–33, respectively
to be Section 5–6B–33 and 5–6B–34, respectively
Annotated Code of Maryland
(2014 Replacement Volume and 2021 Supplement)

BY adding to
Article – Corporations and Associations
Section 5–6B–32
Annotated Code of Maryland
(2014 Replacement Volume and 2021 Supplement)

BY repealing and reenacting, with amendments,
Article – Real Property
Section 11–114.2
Annotated Code of Maryland

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.
SEASON BILL 65

(2015 Replacement Volume and 2021 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
That Section(s) 5–6B–32 and 5–6B–33, respectively, of Article – Corporations and
Associations of the Annotated Code of Maryland be renumbered to be Sections 5–6B–33
and 5–6B–34, respectively.

SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland read
as follows:

Article – Corporations and Associations

5–6B–32.

(A) The articles of incorporation, bylaws, or regulations of a
cooperative housing corporation may require each member to maintain
a cooperative housing corporation member insurance policy on the
member’s unit.

(B) Articles of incorporation, bylaws, or regulations that
include a requirement described in subsection (A) of this section shall
also require each member to provide evidence of insurance coverage to
the governing body of the cooperative housing corporation on request
of the governing body.

Article – Real Property

11–114.2.

(a) The bylaws of a condominium may require each unit owner to maintain a
condominium unit owner insurance policy on the unit.

(b) Bylaws that require each unit owner to maintain unit owner insurance also
shall require each unit owner to provide evidence of the insurance coverage to the council
of unit owners [annually]:

(1) Annually; and

(2) On request of the council of unit owners.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
October 1, 2022.