

# HOUSE BILL 816

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CF SB 469

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By: **Delegates Taylor, Addison, Amprey, Boaf, Fennell, Harrison, Lewis, Phillips, Ruff, Smith, Stinnett, Toles, Turner, Wims, and Young**

Introduced and read first time: February 4, 2026

Assigned to: Environment and Transportation

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## A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Automobile Insurance Fund – Affordability – Purpose of Fund and**  
3 **Authorized Program**

4 FOR the purpose of altering the purpose of the Maryland Automobile Insurance Fund to  
5 specify that the financial security provided by the Fund be provided at rates that are  
6 affordable; authorizing the Executive Director of the Fund to establish a certain  
7 affordability program; and generally relating to the Maryland Automobile Insurance  
8 Fund.

9 BY repealing and reenacting, without amendments,  
10 Article – Insurance  
11 Section 20–101(a), (f), and (g) and 20–507(a), (c), and (e)  
12 Annotated Code of Maryland  
13 (2017 Replacement Volume and 2025 Supplement)

14 BY repealing and reenacting, with amendments,  
15 Article – Insurance  
16 Section 20–301(a) and 20–507(b)  
17 Annotated Code of Maryland  
18 (2017 Replacement Volume and 2025 Supplement)

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

## 21 **Article – Insurance**

22 20–101.

23 (a) In this title the following words have the meanings indicated.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



(f) “Executive Director” means the Executive Director of the Fund.

(g) “Fund” means the Maryland Automobile Insurance Fund.

20–301.

(a) The purpose of the Fund is to provide the financial security required under § 17–103 of the Transportation Article **AT AFFORDABLE RATES** to those eligible persons that are unable to obtain it from an Association member.

20–507.

(a) Subject to the authority of the Commissioner to determine whether rates are excessive, inadequate, or unfairly discriminatory, as provided in Title 11, Subtitle 2 or Subtitle 3 of this article, the Executive Director shall determine the premiums to be charged on policies issued by the Fund.

(b) (1) Except as provided in subsections (c) and (d) of this section, the provisions of Title 11, Subtitle 3 of this article apply to the determination of premiums by the Executive Director and the filing of rates with the Commissioner.

(2) Notwithstanding Title 11, Subtitle 2 or Subtitle 3 of this article or any other provision of this title, the Executive Director may:

(I) base premiums on one or both of the following items:

[(i)] 1. the number of points accumulated by an insured or applicant for insurance under the point system provided for in Title 16, Subtitle 4 of the Transportation Article; or

[(ii)] 2. the prior claims experience of an insured or applicant for insurance; **AND**

**(II) ESTABLISH AN AFFORDABILITY PROGRAM THAT MAY OTHERWISE BE CONSIDERED INCONSISTENT WITH TITLE 11, SUBTITLE 2 OR SUBTITLE 3 OF THIS ARTICLE.**

(c) The provisions of Title 11, Subtitle 2 of this article apply to the determination of premiums by the Executive Director and the filing of rates with the Commissioner:

(1) between July 1, 2025, and December 31, 2025, both inclusive; and

(2) beginning January 1, 2026, if the Fund’s total adjusted capital is less than the amount required under § 20–306(c) of this title.

1           (e)     In reviewing rates filed by the Fund, the Commissioner shall consider not only  
2 the rating principles under Title 11, Subtitle 2 or Subtitle 3 of this article but also the  
3 statutory purpose of the Fund under § 20–301 of this title.

4           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
5 October 1, 2026.