

## A SERVICE CONTRACT MAY NOT:

(1) CONTAIN INCONSISTENT, AMBIGUOUS, OR MISLEADING CLAUSES, EXCEPTIONS, OR CONDITIONS THAT DECEPTIVELY AFFECT THE RISK PURPORTED TO BE ASSUMED OR THE MOTOR CLUB SERVICE TO BE PERFORMED;

(2) CONTAIN AN INEQUITABLE PROVISION THAT DOES NOT HAVE A SUBSTANTIAL BENEFIT TO THE MEMBER;

(3) REQUIRE THE PAYMENT OF FEES THAT ARE UNREASONABLE IN RELATION TO THE MOTOR CLUB SERVICE AGREED TO BE PERFORMED; OR

(4) OFFER REIMBURSEMENT ONLY, UNLESS THE CONTRACT CLEARLY STATES THAT EMERGENCY ROAD SERVICE WILL NOT BE PROVIDED.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48B, § 10 and § 3(b)(4)(i), (ii), (iii), and (iv).

In subsection (a)(3)(ii) and (iii) of this section, the references to "street address[es]" are substituted for the former references to "exact location[s]" of motor club offices for clarity. Similarly, in subsection (a)(3)(iii) of this section, the reference to the "principal" place of business in the State is substituted for the former reference to the "usual" place of business.

Defined terms: "Commissioner" § 1-101

"Emergency road service" § 26-101

"Member" § 26-101

"Motor club" § 26-101

"Motor club service" § 26-101

## SUBTITLE 5. PROHIBITED ACTS; PENALTIES.

## 26-501. PROHIBITED ACTS.

## (A) ACTING AS REPRESENTATIVE WITHOUT REGISTRATION.

A PERSON MAY NOT ACT AS A REPRESENTATIVE OF A LICENSEE UNLESS THE PERSON IS REGISTERED UNDER SUBTITLE 3 OF THIS TITLE.

## (B) REPRESENTING UNLICENSED MOTOR CLUB.

A PERSON MAY NOT SELL, SOLICIT, OR ACT AS A REPRESENTATIVE FOR AN UNLICENSED MOTOR CLUB DOING BUSINESS IN THE STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48B, § 8(g).

Defined terms: "Licensee" § 26-101

"Motor club" § 26-101

"Person" § 1-101

"Representative" § 26-101