

(2) Preneed contracts made pursuant to the provisions of this section shall not be deemed to be insurance contracts or involve the business of insurance.

(3) Nothing in this section shall be construed to apply to preneed contracts entered into by those persons engaged in the practice of the profession of a mortician or funeral director, as defined and regulated by the Health Occupations Article [of the Annotated Code of Maryland].

(4) Nothing contained in this section shall be construed to require any cemetery to accept any goods or perform or permit to be performed any services contrary to law pertaining to the burial of human remains or contrary to rules and regulations of a cemetery pertaining to the quality and kind of goods and services that may be used in connection with the interment of human remains in the cemetery.

(5) Nothing in this section shall permit any person, directly or indirectly, through an agent or otherwise, to engage in the practice of the profession of a mortician or funeral director unless licensed therefor according to the applicable laws of the State of Maryland.

(1) Any seller, who, after having received any moneys under or in connection with a preneed burial contract, fails to deposit such moneys as required by this section hereof shall be guilty of a misdemeanor, and shall upon [the] conviction [thereof], be fined not more than \$5,000 or imprisoned for not more than 1 year or both. If a corporation violates the provisions of this section, the officer or officers responsible for the violation shall be imprisoned or fined as provided herein.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1990.

Approved May 29, 1990.

CHAPTER 490

(Senate Bill 643)

AN ACT concerning

**Workers' Compensation ~~Benefit and Insurance Oversight Committee~~ — Insurers —
Statistical Commission — Authority to Fine Insurers and Self-Insurers — Report on Case
Payment Data**

FOR the purpose of requiring certain insurers to provide the Workers' Compensation Commission with certain data to assist the Workers' Compensation Benefit and Insurance Oversight Committee in the preparation of a certain report reports; authorizing the Commission to fine certain insurers who fail to comply with the certain reporting requirements; making a certain technical corrections correction; providing for a certain waiver under certain circumstances; providing for a delayed effective date; and generally relating to the reporting of data to the Commission by certain insurers.