

SEC. 2. *And be it further enacted*, That this Act is hereby declared to be an emergency law and necessary for the immediate preservation of the public health and safety, and being passed by a yea and nay vote, supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, the same shall take effect from the date of its passage.

Approved April 30, 1943.

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CHAPTER 311.

(House Bill 53)

AN ACT to repeal and re-enact, with amendments, sub-section 5 of Section 106B of Article 48A of Flack's Annotated Code of Maryland (1939 Edition), as amended by Chapter 904 of the Acts of 1941, title "Insurance", sub-title "Life, Accident and Health Insurance", relating to exceptions of non-profit hospitalization insurance.

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That sub-section 5 of Section 106B of Article 48A of Flack's Annotated Code of Maryland (1939 Edition), as amended by Chapter 904 of the Acts of 1941, title "Insurance", sub-title "Life, Accident and Health Insurance", be and the same is hereby repealed and re-enacted, with amendments, to read as follows:

106B. 5. This section shall not apply to:

(a) Life insurance, endowment or annuity contracts or contracts supplemental thereto which contain only such provisions relating to accident and health insurance as (a) provide additional benefits in case of death by accidental means and as (b) operate to safeguard such contracts against lapse, or to give a special surrender value or special benefit or an annuity in the event that the insured or annuitant shall become totally and permanently disabled as defined by the contract or supplemental contract.

(b) Any policy or contract of group or blanket accident or health insurance.

(c) Any policy or contract of insurance covering weekly disability benefits on which premiums are payable weekly.

(d) Any policy or contract of insurance issued by fraternal benefit societies or associations.