

(b) *No insurer shall require the existence of special conditions, facts, or situations as a condition to its acceptance or renewal of, a particular insurance risk or class of risks unless the insurer can demonstrate by substantial evidence that the requirement to be satisfied will materially reduce its loss exposure; and further that said requirement shall not be applied in any instance IN AN ARBITRARY, CAPRICIOUS, UNFAIR, OR DISCRIMINATORY MANNER in an arbitrary, capricious, unfair, or discriminatory manner based in whole or part upon the race, creed, color, religion, or national origin, OR PLACE OF RESIDENCY.*

*234B. Unfairness in Claim Payment.*

*No insurer shall delay or refuse payment of a claim where such delay or refusal would be arbitrary, capricious, unfair, or discriminatory, or based in whole or part upon the race, creed, color, religion, or national origin of the claimant.*

*234C. 234B. Unfairness in Treatment of Agent or Broker.*

*No insurer may cancel or amend a written agreement with an agent, or broker, or refuse to accept business from such agent or broker if the cancellation or amendment is ARBITRARY, CAPRICIOUS, UNFAIR, DISCRIMINATORY, OR arbitrary, capricious, unfair, discriminatory, or based in whole or part upon the race, creed, color, religion, or national origin, PLACE OF RESIDENCY of the agent or broker., HIS APPLICANTS OR POLICYHOLDERS.*

*234D. 234C. Commissioner's Authority.*

*If the Commissioner in a specific instance shall make a finding that an insurer has violated Sections 234A, ~~234B, or 234C~~, OR 234B, he may, in addition to the exercise of any power granted elsewhere in this Article, order the insurer to accept the risk, pay the claim, or accept the business, as the case may be. All hearings and proceedings conducted under Sections 234A, 234B, and 234C, as well as any decision of the Commissioner, shall be subject to appeal by any party involved; said hearings, proceedings, and appeal shall be in accordance with the provisions of Section 40 of Article 48A of the Annotated Code of Maryland.*

SEC. 2. *And be it further enacted, That this Act shall take effect July 1, 1970.*

Approved April 28, 1970

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CHAPTER 418

(Senate Bill 265)

AN ACT to repeal and re-enact, with amendments, Section 96 of Article 48A of the Annotated Code of Maryland (1968 Replacement Volume) providing for the definition of entire reserves and providing generally for the types of assets life insurers must invest such reserves in.