

WHEREAS, The Insurance Commissioner of Maryland, therefore, has a legitimate interest in maintaining the positions of his office before the most authoritative legal tribunal in the State of Maryland;

WHEREAS, The General Assembly of Maryland has determined that the assurance of the legitimate interest of the Insurance Commissioner of Maryland in maintaining the positions of his office before the most authoritative tribunal in the State of Maryland is vital for any coherent and responsive implementation and elaboration of Article 48A of the Annotated Code of Maryland (1972 Replacement Volume and 1973 Cumulative Supplement), to the end that the general welfare of the people of Maryland in the vital area of insurance be promoted effectively;

WHEREAS, The General Assembly of Maryland intends to guarantee that the Insurance Commissioner of Maryland shall be enabled to maintain the position of his office in any case in which his office is involved before any tribunal in the State of Maryland, and particularly the most authoritative thereof, the Court of Appeals of Maryland, and to dispel any and all doubts whatsoever as to whether the Insurance Commissioner of Maryland has the right to appeal to the Court of Appeals of Maryland from any adverse decision of any lower court with regard to its review of any order or decision of the Insurance Commissioner of Maryland; now, therefore

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Sections 40(1), 40(7), and 242B(2) of Article 48A - Insurance Code, of the Annotated Code of Maryland (1972 Replacement Volume and 1973 Supplement) be and they are hereby repealed and re-enacted, with amendments, to read as follows:

Article 48A - Insurance Code

40.

(1) An appeal from the Commissioner shall be taken only from an order [on] OR hearing or with respect to a matter [as to] which the Commissioner has refused a hearing. Any person who was a party to such hearing, or whose pecuniary interests are directly and immediately affected by any such order or refusal and who is aggrieved thereby may, within [thirty (30)] 30 days after (i) the order has been mailed or delivered to the persons entitled to receive [the same] IT, or (ii) the Commissioner's order denying rehearing or reargument has been so mailed or delivered, or (iii) the Commissioner's