

Annotated Code of Maryland
(1972 Replacement Volume and 1976 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That Section 242(c) (4) of Article 48A - Insurance Code, of the Annotated Code of Maryland (1972 Replacement Volume and 1976 Supplement) be and it is hereby repealed and reenacted, with amendments, to read as follows:

Article 48A - Insurance Code

242.

(c) All rates shall be made in accordance with the following principles:

(4) Risks may be grouped by classifications for the establishment of rates and minimum premiums. Classification rates may be modified to produce rates for individual risks in accordance with rating plans which establish standards for measuring variations in hazards or expense provisions, or both. The standards may measure any difference among risks that [can be] ARE demonstrated objectively TO THE COMMISSIONER to have HAD a direct and substantial effect upon losses or expenses. However, no rate may be based partially or entirely on geographic area itself, as opposed to underlying risk considerations, even though expressed in geographic terms. ~~THE FOLLOWING SHALL BE CONSIDERED IN THE ESTABLISHMENT OF THE STANDARDS:~~

~~(I) ALL OF THE DRIVERS WHO MAY DRIVE THAT CAR DURING THE TERM OF THE POLICY;~~

~~(II) ALL OF THE OCCUPANTS WHO WILL RIDE IN THAT CAR DURING THE POLICY PERIOD;~~

~~(III) ALL OF THE TRAFFIC AND WEATHER CONDITIONS UNDER WHICH THE VEHICLE WILL BE OPERATED;~~

~~(IV) ALL OF THE MILES THAT WILL BE DRIVEN AND ALL OF THE ROADS AND STREETS INVOLVED;~~

~~(V) ALL OF THE CIRCUMSTANCES UNDER WHICH THE VEHICLE WILL BE EXPOSED TO THEFT OR DAMAGE WHILE PARKED;~~

~~(VI) ALL OF THE WAGES THAT WILL BE LOST BY THE OCCUPANTS OF THE CAR AND THE OCCUPANTS OF OTHER VEHICLES THAT MAY BE STRUCK BY THE INSURED CAR;~~

~~(VII) THE HOSPITAL AND MEDICAL CHARGES THAT WILL BE INCURRED BY THOSE INJURED IN THE CAR OR AS THE OCCUPANT OF SOME OTHER VEHICLE NEGLIGENCELY STRUCK BY THE INSURED CAR;~~