

properly allocable to the risks or exposures located in this State.

[(d)] (C) This section does not apply to reinsurance or insurance of risks referred to in § 199, nor to insurance of risks of the State government or any of its political subdivisions.

[195.

Every surplus line broker who fails to make and file the semiannual statement as required under § 193 or to pay the taxes as required under § 194, shall be liable to a penalty of twenty-five dollars (\$25.00) for each seven days of delinquency. The tax and penalty may be recovered in an action instituted by the Commissioner in the name of the State in any court of competent jurisdiction, the Attorney General representing him. The surplus line broker's license shall also be subject to revocation as provided in § 196.]

195.

(A) ON OR BEFORE MARCH 15 AND SEPTEMBER 15 EACH SURPLUS LINE BROKER SHALL FILE WITH THE COMMISSIONER A REPORT OF THE GROSS PREMIUMS CHARGED BY--THAT--BORKER-
PREMIUMS---ATTRIBUTABLE--TO--BUSINESS---DONE--THE--PRECEDING
CALENDAR--YEAR--SHALL--BE--DEDUCTED--FROM--THE--REPORT LESS
PREMIUMS RETURNED FOR BUSINESS SUBJECT TO TAX DONE THE
PRECEDING HALF CALENDAR YEAR. REPORTS SHALL BE VERIFIED IN A
MANNER PRESCRIBED BY THE COMMISSIONER AND CONTAIN THAT
INFORMATION REQUIRED BY THE COMMISSIONER.

(B) THE TOTAL AMOUNT OF TAX IMPOSED BY § 194(A) OF THIS ARTICLE, AND APPEARING ON THE ANNUAL SEMIANNUAL REPORT, SHALL BE PAID TO THE COMMISSIONER AT THE TIME FIXED FOR FILING THE REPORT.

(C) ANY REPORT, AFFIDAVIT, OR RETURN REQUIRED TO BE FILED UNDER THIS SUBTITLE SHALL COMPLY WITH THE FILING REQUIREMENTS IF MAILED AND POSTMARKED BY THE UNITED STATES POSTAL SERVICE ON OR BEFORE THE FILING DATE.

(D) SURPLUS LINE BROKERS ARE SUBJECT TO THE PROVISIONS OUTLINING PENALTIES, INTEREST, AUDITS, ASSESSMENTS, LIMITATIONS, APPEALS, AND REFUNDS, IN ARTICLE 81, §§ 140 THROUGH 143A, INCLUSIVE, OF THE CODE CONCERNING INSURANCE PREMIUM TAXES.

(E) A SURPLUS LINE BROKER SHALL BE ENTITLED TO CREDIT ANY EXAMINATION EXPENSE PAID OR ASSESSED UNDER § 33 OF THIS ARTICLE AGAINST THE TOTAL TAX DUE.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1982.