

UNDERWRITING OR RATE SETTING PRACTICES OF AN INSURER, EXCEPT THAT THE HUMAN RELATIONS COMMISSION SHALL HAVE CONCURRENT JURISDICTION WITH THE COMMISSIONER OVER ALLEGED DISCRIMINATION ON THE BASIS OF RACE, CREED, COLOR OR NATIONAL ORIGIN.

(B) TO THE EXTENT THAT THE COMMISSIONER HAS EXCLUSIVE JURISDICTION UNDER THIS SUBSECTION, THE HUMAN RELATIONS COMMISSION MAY:

(I) REFER COMPLAINTS ABOUT UNFAIR DISCRIMINATORY PRACTICES TO THE COMMISSIONER;

(II) APPEAR BEFORE THE COMMISSIONER AS A PARTY AT ANY HEARING CONCERNING UNFAIR DISCRIMINATORY PRACTICES AS--A PARTY;

(III) MAKE RECOMMENDATIONS CONCERNING UNFAIR DISCRIMINATORY PRACTICES TO THE COMMISSIONER; AND

(IV) REPRESENT A COMPLAINANT IN PROCEEDINGS UNDER § 35 OF THIS ARTICLE; AND

(V) APPEAL AS A PARTY AGGRIEVED BY ANY ORDER OR DECISION OF THE COMMISSIONER UNDER SECTION-242B § 40 OR 242B OF THIS ARTICLE.

(C) THE COMMISSIONER SHALL NOTIFY THE HUMAN RELATIONS COMMISSION OF ANY HEARING SCHEDULED PURSUANT TO A COMPLAINT CONCERNING ALLEGED DISCRIMINATORY PRACTICES.

(D) ON THE REQUEST OF THE HUMAN RELATIONS COMMISSION, AND UNLESS THE COMPLAINANT OBJECTS TO ACCESS BY THE HUMAN RELATIONS COMMISSION, THE COMMISSIONER SHALL PROVIDE THE HUMAN RELATIONS COMMISSION ALL INFORMATION RELEVANT TO ANY COMPLAINT RECEIVED BY THE COMMISSIONER RELATING TO ALLEGED DISCRIMINATORY PRACTICES.

(E) THE COMMISSIONER AND THE HUMAN RELATIONS COMMISSION SHALL ESTABLISH GUIDELINES FOR DETERMINING WHEN THE ALLEGATIONS STATED IN A COMPLAINT INVOLVING DISCRIMINATION ARE SUFFICIENT TO WARRANT A HEARING.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1986.

Approved May 27, 1986.

-----