

~~(i) THE APPLICANT OR A NAMED INSURED HAS BEEN INSURED BY THE FUND FOR THE 3 YEARS IMMEDIATELY PRECEDING THE DATE ON WHICH THE POLICY WOULD BECOME EFFECTIVE, AND~~

~~(ii) THE APPLICANT OR A NAMED INSURED HAS HAD NO POINTS ASSESSED AGAINST HIM UNDER § 16-402 OF THE TRANSPORTATION ARTICLE DURING THE 3 YEARS IMMEDIATELY PRECEDING THE DATE OF THE APPLICATION.~~

~~(3) IF THE FUND CANNOT SELL OR ISSUE A POLICY OF PRIVATE PASSENGER MOTOR VEHICLE LIABILITY INSURANCE TO AN APPLICANT UNDER PARAGRAPH (2) OF THIS SUBSECTION, THE FUND MUST DISCLOSE TO THE APPLICANT THAT AN INSURER MAY NOT REFUSE TO UNDERWRITE THE RISK UNDER § 234A(e) OF THIS ARTICLE.~~

243B.

(I) AT THE TIME A POLICY OF PRIVATE PASSENGER MOTOR VEHICLE INSURANCE IS ISSUED TO AN APPLICANT, THE FUND SHALL INCLUDE IN THE CONTRACT A WRITTEN NOTICE TO THE APPLICANT THAT:

(1) IN THE EVENT THAT THE APPLICANT CHOOSES TO SEEK INSURANCE FROM AN INSURER OTHER THAN THE FUND, AN INSURER MAY NOT REFUSE TO UNDERWRITE ANY PRIVATE PASSENGER MOTOR VEHICLE INSURANCE RISK SOLELY BECAUSE THE APPLICANT OR NAMED INSURED PREVIOUSLY OBTAINED INSURANCE COVERAGE FROM THE FUND; AND

(2) IF THE APPLICANT SUBSEQUENTLY CHOOSES TO SEEK INSURANCE FROM AN INSURER OTHER THAN THE FUND AND THAT INSURER REFUSES TO UNDERWRITE THE APPLICANT SOLELY BECAUSE THE APPLICANT OR NAMED INSURED PREVIOUSLY OBTAINED INSURANCE FROM THE FUND, THE APPLICANT HAS THE RIGHT TO FILE A COMPLAINT WITH THE INSURANCE COMMISSIONER AGAINST THAT INSURER.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1988.

Approved May 27, 1988.

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CHAPTER 753

(Senate Bill 154)

AN ACT concerning

Capital Projects - Total Project Funding

FOR the purpose of defining total project funding; authorizing total project funding for the planning, design, and