

1. THE NATURE AND--EXTENT, EXTENT, AND COST OF THE COVERAGE AND BENEFITS THAT WOULD BE PROVIDED UNDER THE POLICY IF NOT WAIVED BY THE FIRST NAMED INSURED;

2. THAT, AS TO A POLICY OF PRIVATE PASSENGER MOTOR VEHICLE LIABILITY INSURANCE, A WAIVER MADE UNDER THIS SUBSECTION CONSTITUTES A WAIVER OF ALL THE BENEFITS DESCRIBED UNDER THIS SECTION AND-IS-BINDING-ON-ALL-NAMED-INSUREDS AND-OTHER-INSUREDS-COVERED-BY-THE-POLICY, WHETHER PROVIDED UNDER THE FIRST NAMED INSURED'S POLICY OR ANY OTHER PRIVATE PASSENGER MOTOR VEHICLE LIABILITY POLICY OR COVERAGE ISSUED IN THIS STATE;

3. THAT A WAIVER MADE UNDER THIS SUBSECTION SHALL BE BINDING ON THE FOLLOWING PERSONS COVERED UNDER THE POLICY:

A. ALL NAMED INSUREDS;

B. ALL LISTED DRIVERS; AND

C. ALL MEMBERS OF THE FIRST NAMED INSURED'S FAMILY RESIDING IN THE FIRST NAMED INSURED'S HOUSEHOLD WHO ARE 16 YEARS OF AGE OR OLDER;

~~3-~~ 4. THAT A FAILURE OF THE FIRST NAMED INSURED TO MAKE A WAIVER REQUIRES AN INSURER TO PROVIDE ALL COVERAGES AND BENEFITS DESCRIBED UNDER SUBSECTIONS (B) AND (C) OF THIS SECTION; AND

~~4-~~ 5. THAT AN INSURER MAY NOT REFUSE TO UNDERWRITE A PERSON BECAUSE THE PERSON REFUSES TO WAIVE THE COVERAGE AND BENEFITS DESCRIBED UNDER THIS SECTION; AND

6. THAT A WAIVER MADE UNDER THIS SUBSECTION MUST BE AN AFFIRMATIVE, WRITTEN WAIVER.

(3) FAILURE OF THE FIRST NAMED INSURED TO MAKE AN AFFIRMATIVE WRITTEN WAIVER UNDER PARAGRAPH (1) OF THIS SUBSECTION REQUIRES AN INSURER TO PROVIDE ALL THE COVERAGES AND BENEFITS DESCRIBED UNDER SUBSECTIONS (B) AND (C) OF THIS SECTION.

(G) (1) AN INSURER MAY NOT REFUSE TO UNDERWRITE A PERSON BECAUSE THE PERSON REFUSES TO WAIVE THE COVERAGE AND BENEFITS DESCRIBED UNDER THIS SECTION.

(2) A VIOLATION OF THIS SUBSECTION IS SUBJECT TO THE PENALTIES PROVIDED UNDER §§ 55 AND 55A OF THIS ARTICLE.

540.

(a) The benefits [required] DESCRIBED under § 539 of this [article] SUBTITLE shall be payable without regard to: