

circumstances; defining certain terms; and generally relating to long-term care insurance.

BY adding to

Article 48A - Insurance Code  
Section 642 through 649, inclusive, to be under the new subtitle "48. Long-Term Care Insurance."  
Annotated Code of Maryland  
(1986 Replacement Volume and 1988 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article 48A - Insurance Code

48. LONG-TERM CARE INSURANCE

642.

(A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "ALZHEIMER'S DISEASE" MEANS A PROGRESSIVE BRAIN DISEASE DIAGNOSED AS ALZHEIMER'S DISEASE BY THE LICENSED ATTENDING PHYSICIAN OF THE INSURED OR CERTIFICATE HOLDER AND CONFIRMED BY A SECOND OPINION OF A LICENSED PHYSICIAN.

(C) "APPLICANT" MEANS:

(1) IN THE CASE OF AN INDIVIDUAL LONG-TERM CARE INSURANCE POLICY OR CONTRACT, THE PERSON WHO SEEKS TO CONTRACT FOR BENEFITS; AND

(2) IN THE CASE OF A GROUP LONG-TERM CARE INSURANCE POLICY, THE PROPOSED CERTIFICATE HOLDER.

(D) "INSURER" MEANS AN INSURANCE COMPANY, NONPROFIT HEALTH SERVICE PLAN, HEALTH MAINTENANCE ORGANIZATION, OR PREFERRED PROVIDER ORGANIZATION.

(E) (1) "LONG-TERM CARE INSURANCE" MEANS ANY GROUP OR INDIVIDUAL INSURANCE POLICY, CONTRACT, OR RIDER ISSUED, DELIVERED, OR OFFERED BY AN INSURER THAT:

(I) IS ADVERTISED, MARKETED, OFFERED, OR DESIGNED TO PROVIDE COVERAGE FOR NOT LESS THAN 24 CONSECUTIVE MONTHS FOR EACH PERSON ON AN EXPENSE INCURRED, INDEMNITY, PREPAID, OR INSURED BASIS; AND

(II) PROVIDES 1 OR MORE NECESSARY OR APPROPRIATE DIAGNOSTIC, PREVENTIVE, THERAPEUTIC, REHABILITATIVE,