

5. THE STATE OF MARYLAND WHEN A CLAIM HAS BEEN FILED AGAINST THE STATE UNDER TITLE 12 OF THE STATE GOVERNMENT ARTICLE; ~~AND~~

6. THE MASS TRANSIT ADMINISTRATION WHEN ACTING AS A SELF-INSURER PURSUANT TO § 7-703 OF THE TRANSPORTATION ARTICLE;

7. THE INJURED WORKERS' INSURANCE FUND;

8. A HEALTH MAINTENANCE ORGANIZATION AS DEFINED UNDER TITLE 19, SUBTITLE 7 OF THE HEALTH - GENERAL ARTICLE;

9. THE STATE OF MARYLAND WHEN A CLAIM HAS BEEN FILED AGAINST THE STATE PURSUANT TO TITLE 8, SUBTITLE 1 OF THE STATE PERSONNEL AND PENSIONS ARTICLE;

10. THE STATE OF MARYLAND WHEN A CLAIM HAS BEEN FILED AGAINST THE STATE PURSUANT TO TITLE 9 OF THE LABOR AND EMPLOYMENT ARTICLE; AND

11. A THIRD PARTY ADMINISTRATOR AS DEFINED UNDER SUBTITLE 54 OF THIS ARTICLE.

(III) "INSURER" ALSO INCLUDES ANY AGENT, EMPLOYEE, OR REPRESENTATIVE OF AN INSURER AS DEFINED IN SUBPARAGRAPH (I) OR (II) OF THIS PARAGRAPH.

[(a)] (B) It shall be a fraudulent insurance act for a person to:

[(1) Present or aid in presenting to any insurer, or any agent of any insurer for the purpose of obtaining any benefits, any claim that falsely alleges the theft of a motor vehicle;]

[(2)] (1) Knowingly fail to return any moneys or premiums paid for an insurance policy TO AN INSURED ~~OR~~, THE DESIGNEE OF THE INSURED, OR OTHER PERSONS ENTITLED TO THE MONEYS OR PREMIUMS if the insurance contracted for is not ultimately provided;

[(3)] (2) [~~Knowingly present~~] PRESENT to an insurer, OR CAUSE TO BE PRESENTED TO AN INSURER, DOCUMENTATION OR a written or oral statement [in support of a claim for payment or other benefit under an insurance policy that]:

(I) THAT IS MADE IN SUPPORT OF A CLAIM, INCLUDING A CLAIM ALLEGING THE THEFT OF A MOTOR VEHICLE; AND

(II) THAT IS MADE WITH KNOWLEDGE THAT THE DOCUMENTATION OR STATEMENT contains false or misleading information concerning a matter material to the claim;

[(4) Knowingly assist or conspire with another to prepare or make a written or oral statement in support of a claim for a benefit under an insurance policy that contains false or misleading information concerning a matter material to the claim;]