

POLICY OR CONTRACT ISSUED BY AN AUTHORIZED INSURER, FOR THE PURPOSE OF INDUCING OR ATTEMPTING TO INDUCE THE OWNER OF THE POLICY OR CONTRACT TO FORFEIT OR SURRENDER IT OR ALLOW IT TO LAPSE IN ORDER TO REPLACE IT WITH ANOTHER; OR

(17) HAS NOT HELD AN APPOINTMENT WITH A LICENSED SOCIETY FOR MORE THAN 2 YEARS AFTER THE DATE OF RENEWAL.

(C) PENALTY.

INSTEAD OF SUSPENDING OR REVOKING A CERTIFICATE OF QUALIFICATION, THE COMMISSIONER MAY IMPOSE ON THE HOLDER, FOR A FIRST OR SECOND OFFENSE, A PENALTY OF NOT LESS THAN \$25 BUT NOT EXCEEDING \$500.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, §§ 344E(4) and 344G.

In subsection (a)(3) of this section, the reference to "violat[ing] subsection (b) of this section" is substituted for the former reference to "giv[ing] cause for revocation or suspension" because the grounds for suspending or revoking a certificate of qualification are listed in subsection (b) of this section.

In the introductory language of subsection (b) of this section, the former phrase "for such period as he may determine", which modified "suspend", is deleted as implicit in the Commissioner's power to suspend a certificate of qualification.

In subsection (b)(1) of this section, the former phrase "as herein defined", which modified "insurance", is deleted as unnecessary since the term "insurance" is defined in Title 1 of this article and not in this subtitle.

In subsection (b)(3) of this section, the term "certificate of qualification" is substituted for the former term "license" for consistency.

In subsection (b)(7) of this section, the former reference to the "Unsatisfied Claim and Judgment Fund" is deleted as obsolete. The Maryland Automobile Insurance Fund now handles virtually all of the matters that formerly were handled by the Unsatisfied Claim and Judgment Fund. See Ch. 73, Acts of 1972. The Insurance Article Review Committee calls this deletion to the attention of the General Assembly.

Also in subsection (b)(7) of this section, the former term "bona fide", which modified "intention", is deleted as surplusage.

Subsection (c) of this section is revised to state that the Commissioner may impose a penalty, rather than "accept ... a fine", to conform to other revised provisions on civil penalties throughout this article.

Defined terms: "Authorized insurer" § 1-101

"Certificate of qualification" § 8-401

"Commissioner" § 1-101

"Fraternal benefit agent" § 8-401