SUBTITLE 5. VEHICLE DAMAGE ADJUSTERS AND APPRAISERS.

10–501. "ADJUSTER" OR "APPRAISER" DEFINED.

IN THIS SUBTITLE, "ADJUSTER" OR "APPRAISER" MEANS A PERSON THAT:

(1)   IS EMPLOYED BY AN INSURER AS, SOLICITS BUSINESS AS, OR REPRESENTS TO AN INSURER THAT THE PERSON IS AN ADJUSTER OR APPRAISER OF CLAIMS FOR LOSS OR DAMAGE COVERED BY A MOTOR VEHICLE INSURANCE POLICY; OR

(2)   UNDER A CONTRACT, PERFORMS ADJUSTMENTS OR APPRAISALS FOR LOSS OR DAMAGE COVERED BY ANOTHER FORM OF SECURITY PROVIDED FOR UNDER § 17–103(A)(2) OF THE TRANSPORTATION ARTICLE.

> REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 490Q(a).
>
> In item (1) of this section, the reference to claims "covered by" policies is substituted for the former reference to claims "arising out of" policies for clarity.
>
> In item (2) of this section, the reference to another form of security "provided for" under § 17–103(a)(2) of the Transportation Article is added for clarity.

Defined terms: "Insurer" § 1–101
          "Person" § 1–101
          "Policy" § 1–101

10–502. EFFECT OF SUBTITLE.

THIS SUBTITLE DOES NOT:

(1)   REQUIRE AN INSURER TO PAY AN AMOUNT FOR MOTOR VEHICLE REPAIR SERVICES OR REPAIR PRODUCTS NECESSARY TO PROPERLY AND FAIRLY REPAIR A MOTOR VEHICLE THAT IS GREATER THAN THE USUAL AND CUSTOMARY CHARGES FOR EQUIVALENT SERVICES OR PRODUCTS CHARGED BY SIMILAR CONTRACTORS OR REPAIR SHOPS WITHIN A REASONABLE GEOGRAPHIC OR TRADE AREA OF THE ADDRESS OF THE CLAIMANT OR INSURED; OR

(2)   PROHIBIT AN INSURER FROM REQUIRING A CLAIMANT OR AN INSURED TO OBTAIN AN APPRAISAL BY DRIVING A DAMAGED MOTOR VEHICLE TO A FACILITY THAT IS OWNED OR LEASED BY OR UNDER CONTRACT TO THE INSURER AND IS USED EXCLUSIVELY FOR DAMAGE APPRAISALS.

> REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 490Q(e).
>
> In items (1) and (2) of this section, the references to a "claimant" are added for consistency with § 10–503 of this subtitle.
>
> In item (2) of this section, the reference to a "motor" vehicle is added for consistency within this section.