

Chapter 408 of the Acts of the General Assembly of 1990Section 6

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

Article 48A – Insurance Code

548.

The purpose of this subtitle is to provide for the payment of indemnities to persons suffering injury arising out of the rendering of or the failure to render professional services by physicians or other health care providers and to provide means whereby physicians or other health care providers may obtain insurance against liability for injury due to the rendering of or failure to render any professional service, and to provide property and casualty insurance related to the provision of health care or to health care facilities used by physicians or other health care providers, subject to the limitations and immunities provided in this subtitle.

549.

(a) In this subtitle the following terms have the meanings indicated.

(b) "Practice of medicine" has the same meaning as "practice medicine" as defined in § 14-101 of the Health Occupations Article.

(c) "Physician" means any person licensed to practice medicine in the State of Maryland and any person legally practicing medicine without a license under § 14-302(1), (2), (3), or (5) of the Health Occupations Article.

(d) "Licensed physician" means any person licensed to practice medicine in the State of Maryland.

(e) "Health care provider" means a person licensed or authorized to practice a health occupation.

(f) "Health care facility" has the same meaning as defined in § 19-101(e) of the Health – General Article.

550.

(a) [(1)]A nonstock corporation is created, known as the "Medical Mutual Liability Insurance Society of Maryland", hereinafter referred to as "the Society". Except as otherwise provided in this subtitle, the Society has all the power, privileges, and immunities granted by and is subject to all the provisions imposed upon mutual insurers under the provisions of this article and the applicable provisions of the Corporations and Associations Article.

[(2)] Notwithstanding any other provision of this subtitle, a subsidiary of the Society, which has received an approved certificate of authority from the domiciled state of the Society, may issue professional liability insurance policies, subject to Article 48A, § 548 of the Code, and related property and casualty insurance policies in a state in which it may lawfully act as an insurer if: