

(C) "FUND" MEANS THE INSURANCE FRAUD DIVISION FUND.

~~(C)~~ (D) "INSURANCE FRAUD" MEANS:

- (1) A VIOLATION OF § 233 OF THIS ARTICLE;
- (2) THEFT, AS SET OUT UNDER ARTICLE 27, §§ 340 THROUGH 342 OF THE

CODE:

(I) FROM A PERSON REGULATED UNDER THIS ARTICLE; OR

(II) BY A PERSON REGULATED UNDER THIS ARTICLE OR BY ANY OFFICER, DIRECTOR, AGENT, OR EMPLOYEE OF ANY PERSON REGULATED UNDER THIS ARTICLE; ~~AND OR~~

(3) ANY OTHER FRAUDULENT ACTIVITY SET OUT UNDER ARTICLE 27 OF THE CODE THAT IS COMMITTED BY OR AGAINST A PERSON REGULATED UNDER THIS ARTICLE.

233AB.

(A) THERE IS AN INSURANCE FRAUD DIVISION IN THE MARYLAND INSURANCE ADMINISTRATION.

(B) THE FRAUD DIVISION SHALL BE HEADED BY AN ASSOCIATE COMMISSIONER OF INSURANCE WHO:

(1) IS AN EMPLOYEE OF THE MARYLAND INSURANCE ADMINISTRATION;

(2) REPORTS DIRECTLY TO AND IS UNDER THE DIRECT SUPERVISION OF THE COMMISSIONER;

(3) IS APPOINTED BY THE COMMISSIONER, WITH THE APPROVAL OF THE GOVERNOR; AND

(4) SHALL BE UNCLASSIFIED AND RECEIVE AN ANNUAL COMPENSATION AS PROVIDED IN THE BUDGET.

~~(C) THE STAFF OF THE FRAUD DIVISION SHALL INCLUDE AN ATTORNEY AT LAW ADMITTED TO PRACTICE BEFORE THE COURT OF APPEALS, WHO SHALL BE RESPONSIBLE FOR THE COORDINATION OF THE PROSECUTION OF CASES INVOLVING INSURANCE FRAUD, AND WHO SHALL BE UNCLASSIFIED AND RECEIVE AN ANNUAL COMPENSATION AS PROVIDED IN THE BUDGET.~~

(C) THE ASSOCIATE COMMISSIONER OF THE FRAUD DIVISION SHALL BE RESPONSIBLE FOR:

(1) THE OPERATION OF THE FRAUD DIVISION; AND

(2) THE EXERCISE OF ALL AUTHORITY GRANTED TO THE FRAUD DIVISION UNDER THIS ARTICLE.