

**Article – Insurance**

2-201.

(e) The Commissioner may enforce the provisions of this article, and may impose any penalty or remedy authorized by this article, against a person that is under investigation for or charged with a violation of this article ~~even if~~:

(1) [ , while the investigation or charges are pending,] the person's certificate of authority, certificate of qualification, license, or registration is [surrendered or lapses by operation of law] **NO LONGER IN EFFECT; AND**

(2) **THE ALLEGED VIOLATION OCCURRED NO MORE THAN 5 YEARS BEFORE SURRENDER OR LAPSE OF THE CERTIFICATE, LICENSE, OR REGISTRATION.**

2-215.

(d) To take an appeal, a person shall file a [written notice of appeal] **PETITION FOR JUDICIAL REVIEW** with the appropriate circuit court [and a copy of the notice of appeal with the Commissioner] within 30 days after:

(1) the order resulting from the hearing was served on the persons entitled to receive it;

(2) the order of the Commissioner denying rehearing or reargument was served on the persons entitled to receive it; or

(3) the refusal of the Commissioner to grant a hearing.

(e) (1) An appeal under this subtitle shall be captioned in **ACCORDANCE WITH THE MARYLAND RULES** [the name of the person filing the appeal, as appellant, versus the Maryland Insurance Commissioner, as appellee].

(2) [In all appeals under this subtitle, the Commissioner shall be a necessary appellee.

(3) On application to the court, any [other] person may be added as [an appellant or appellee] **A PARTY**, as the court directs, if:

(i) the financial interests of the person are or may be directly affected by the matter on appeal; or

(ii) the person may be aggrieved by the matter on appeal.

(f) When a [notice of appeal] **PETITION FOR JUDICIAL REVIEW** is filed with the appropriate court, the court has jurisdiction over the case and shall determine whether the filing operates as a stay of the order or action from which the appeal is taken.

(g) (1) In an appeal of an order resulting from a hearing, [within 30 days after a copy of the notice of appeal is filed with the Commissioner] **AFTER RECEIVING A COPY OF THE PETITION FOR JUDICIAL REVIEW AND WITHIN THE TIME SPECIFIED IN THE MARYLAND RULES**, the Commissioner shall file in the court in which the appeal is pending: