

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 152.

In subsection (b)(2) of this section, the former phrase "when applicable" is deleted as implicit in the condition of actual conflict to which this subsection applies.

Defined term: "State" § 9-201

9-203. SCOPE OF SUBTITLE.

(A) IN GENERAL.

THIS SUBTITLE APPLIES TO A PERSON THAT:

(1) HAS DONE, PURPORTS TO DO, IS DOING, OR IS LICENSED TO DO AN INSURANCE BUSINESS; AND

(2) IS SUBJECT TO THE INSURANCE SUPERVISORY AUTHORITY OF, OR TO LIQUIDATION, REHABILITATION, REORGANIZATION, OR CONSERVATION BY, THE COMMISSIONER OR EQUIVALENT INSURANCE SUPERVISORY OFFICIAL OF ANOTHER STATE.

(B) APPLICABILITY TO INSURERS AND OTHER ENTITIES.

THE PROVISIONS OF THIS SUBTITLE THAT APPLY TO INSURERS ALSO APPLY TO:

(1) A CORPORATION THAT OPERATES A NONPROFIT HEALTH SERVICE PLAN UNDER TITLE 14, SUBTITLE 1 OF THIS ARTICLE;

(2) AN INSURER THAT IS DOING OR HAS DONE INSURANCE BUSINESS IN THE STATE AND AGAINST WHOM CLAIMS ARISING FROM THAT INSURANCE BUSINESS MAY EXIST NOW OR IN THE FUTURE;

(3) A PERSON THAT PURPORTS TO DO INSURANCE BUSINESS IN THE STATE;

(4) AN INSURER THAT HAS AN INSURED RESIDENT OR LOCATED IN THE STATE;

(5) A PERSON ORGANIZED OR IN THE PROCESS OF ORGANIZING WITH INTENT TO DO INSURANCE BUSINESS IN THE STATE; AND

(6) A PERSON THAT DOES, OR HAS DONE, ANY OF THE ACTS OF AN INSURANCE BUSINESS SPECIFIED IN § 4-205 OF THIS ARTICLE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, §§ 132A and 132(2).

Subsection (a) of this section is revised as a scope provision, rather than a definition of "insurer", because the purpose of the former definition of "insurer" seemed to be to delineate which entities were subject to this subtitle.

Subsection (b) of this section is revised to state which entities, in addition to insurers, are subject to the provisions of this subtitle. The effect of this