

(2) THIS SECTION APPLIES TO A PERSON DESCRIBED IN PARAGRAPH (1) OF THIS SUBSECTION WHO IS:

(I) A MEMBER, ON ACTIVE DUTY, OF THE ARMED FORCES OF THE UNITED STATES OR THE UNITED STATES PUBLIC HEALTH SERVICE; OR

(II) A STUDENT ENROLLED IN AN ACCREDITED SCHOOL, COLLEGE, OR UNIVERSITY OR SERVING A MEDICAL INTERNSHIP.

(D) CERTIFICATION OF ELIGIBILITY.

THE ELIGIBILITY OF AN APPLICANT FOR INSURANCE FROM THE FUND SHALL BE CERTIFIED AT A TIME AND IN A MANNER APPROVED BY THE FUND.

(E) COMMISSION ON VOID POLICY PROHIBITED.

IF A PROSPECTIVE INSURED FAILS TO QUALIFY UNDER THIS SECTION, ANY POLICY ISSUED IS VOID AND A COMMISSION MAY NOT BE PAID BY THE FUND TO A PRODUCER.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 243B(a)(1), (2), and (4), (c)(3)(i), and (k).

In the introductory language to subsection (a) and in subsection (a)(3) of this section, the references to a policy "that provides the security required under § 17-103 of the Transportation Article" are substituted for the former references to a policy "of automobile liability insurance" to clarify the type of insurance that the policy is required to provide.

In the introductory language of subsection (a) of this section, the former reference to "[s]ubject to the provisions of this subtitle generally and § 243D of this subtitle in particular," is deleted as implied in the normal operation of the rules of statutory construction.

In subsections (a)(1) and (c)(1)(i) of this section, the defined term "covered vehicle" is substituted for the former narrow reference to "automobile" to clarify that subsections (a)(1) and (c)(1)(i) of this section apply to vehicles other than automobiles, e.g., trucks, vans, and trailers.

In subsection (a)(1) of this section, the reference to "driv[ing]" a covered vehicle is substituted for the former reference to "operat[ing]" an automobile. See the General Revisor's Note to this title.

In subsection (a)(3)(i) and (ii) of this section, the references to "Association member[s]" are substituted for the former references to "private insurers authorized to write such a policy in this State" for clarity and to use the defined term.

Subsection (b) of this section is revised as a substantive provision rather than a definition of "Maryland resident" to better reflect the broad range of persons to whom this subtitle applies. The former phrase "Maryland resident" is deleted to avoid confusion in light of the fact that a person covered under this subtitle need not actually reside in the State.