

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, §§ 486-3 and 486-2(a)(1) and (3), (b), (c), (d), (e), and (f).

Former Art. 48A, § 486-2(a)(2), which provided that "[m]ortgage" includes a deed of trust, is deleted as unnecessary as the term "mortgage" was not used in former § 486-2 and is not used in the revision.

Defined terms: "Commissioner" § 1-101

"Insurer" § 1-101

"Person" § 1-101

TITLE 23. PREMIUM FINANCING.

SUBTITLE 1. DEFINITIONS; GENERAL PROVISIONS.

23-101. DEFINITIONS.

(A) IN GENERAL.

IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED:

REVISOR'S NOTE: This subsection is new language derived without substantive change from the introductory language of former Art. 48A, § 486A. It is revised as the standard introductory language to a definition section.

(B) PREMIUM FINANCE AGREEMENT.

(1) "PREMIUM FINANCE AGREEMENT" MEANS AN AGREEMENT:

(I) BY WHICH AN INSURED OR PROSPECTIVE INSURED PROMISES TO PAY TO OR TO THE ORDER OF ANOTHER AN AMOUNT ADVANCED OR TO BE ADVANCED UNDER THE AGREEMENT TO AN INSURER, AGENT, OR BROKER IN PAYMENT OF PREMIUMS; AND

(II) THAT CONTAINS AN ASSIGNMENT OF OR IS OTHERWISE SECURED BY THE UNEARNED PREMIUM OR REFUND OBTAINABLE FROM THE INSURER ON CANCELLATION OF THE INSURANCE CONTRACT.

(2) "PREMIUM FINANCE AGREEMENT" DOES NOT INCLUDE A PREMIUM FINANCED IN CONNECTION WITH A TIME SALE OF GOODS OR SERVICES OR AN EXTENSION OF CREDIT WITHOUT CHARGE BY AN AGENT OR BROKER.

REVISOR'S NOTE: This subsection is new language derived without substantive change from former Art. 48A, § 486A(a).

In paragraph (1)(i) of this subsection, the former reference to "agree[ing]" to pay an amount is deleted in light of the reference to "promis[ing]" to pay.

Defined terms: "Agent" § 1-101

"Broker" § 1-101