

(II) NOTWITHSTANDING SUBPARAGRAPH (I) OF THIS PARAGRAPH, A PURCHASING GROUP MAY PURCHASE INSURANCE COVERAGE THAT PROVIDES FOR A DEDUCTIBLE OR SELF-INSURED RETENTION APPLICABLE TO INDIVIDUAL MEMBERS.

(E) TAXATION.

(1) TAXES ON PREMIUMS PAID FOR COVERAGE OF RISKS RESIDENT OR LOCATED IN THE STATE BY A PURCHASING GROUP OR MEMBER OF THE PURCHASING GROUP SHALL BE IMPOSED IN ACCORDANCE WITH TITLE 6 OF THIS ARTICLE.

(2) IF THE TAXES IMPOSED BY TITLE 6 OF THIS ARTICLE ARE NOT PAID BY THE INSURER, THEN THE TAXES SHALL BE PAID BY THE PURCHASING GROUP.

(3) IF THE PURCHASING GROUP FAILS TO PAY THE SPECIFIED TAXES, THE TAXES SHALL BE PAID BY EACH OF THE PURCHASING GROUP'S MEMBERS WHOSE RISKS ARE RESIDENT OR LOCATED IN THE STATE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, §§ 622, 623, 624, 625, and 625A.

In subsection (b)(1) of this section, the former phrase "which intends to do business in this State" is deleted as implicit in the phrase "[b]efore doing business in the State".

In subsection (b)(2)(iv) and (v) of this section, the references to "liability" insurance are added for clarity and consistency with subsection (b)(2)(ii) of this section.

In subsection (c)(1) of this section, the former reference to legal "documents" is deleted as unnecessary in light of the reference to legal "process".

In subsection (c)(3)(ii)1 and 2 of this section, the defined term "insurer" is substituted for the former references to an "insurance carrier" for consistency throughout this article.

- Defined terms: "Agent" § 1-101
- "Broker" § 1-101
- "Commissioner" § 1-101
- "Domicile" § 25-101
- "Insurance" § 25-101
- "Insurer" § 1-101
- "Liability" § 25-101
- "Person" § 1-101
- "Policy" § 1-101
- "Premium" § 1-101
- "Purchasing group" § 25-101
- "Risk retention group" § 25-101
- "State" § 25-101
- "Surplus lines insurance" § 1-101
- "Unauthorized insurer" § 1-101