

COMMISSIONER TO PRODUCE FOR EXAMINATION ALL POLICIES AND OTHER DOCUMENTS THAT EVIDENCE THE INSURANCE AND THE AMOUNT OF PREMIUMS PAID OR AGREED TO BE PAID FOR THE INSURANCE;

(3) IF A CERTIFICATE OF AUTHORITY IS REQUIRED, TO OPERATE AN INSURER OR CONDUCT AN INSURANCE BUSINESS WITHOUT OBTAINING A CERTIFICATE OF AUTHORITY ISSUED BY THE COMMISSIONER;

(4) TO MAKE A FALSE SWORN STATEMENT THAT THE PERSON DOES NOT BELIEVE TO BE TRUE ABOUT MATTER MATERIAL TO AN EXAMINATION, INVESTIGATION, OR HEARING CONDUCTED BY THE COMMISSIONER; OR

(5) WITH INTENT TO DECEIVE, KNOWINGLY TO EXHIBIT A FALSE ACCOUNT, DOCUMENT, OR ADVERTISEMENT ABOUT THE AFFAIRS OF AN INSURER.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 233(e).

Defined terms: "Certificate of authority" § 1-101

"Commissioner" § 1-101

"Insurance" § 1-101

"Insurance business" § 1-101

"Insurer" § 1-101

"Person" § 1-101

"Policy" § 1-101

"Premium" § 1-101

"Unauthorized insurer" § 1-101

27-407. SOLICITATION.

(A) IN GENERAL.

IT IS A FRAUDULENT INSURANCE ACT FOR:

(1) A PERSON, FOR PERSONAL GAIN, TO SOLICIT AN INDIVIDUAL INJURED BY OR IN A MOTOR VEHICLE TO SUE OR RETAIN A LAWYER TO REPRESENT THAT INDIVIDUAL IN A LAWSUIT;

(2) A PERSON, FOR PERSONAL GAIN, TO SOLICIT AN INDIVIDUAL INJURED BY OR IN A MOTOR VEHICLE TO SEEK CARE FROM A HEALTH CARE PRACTITIONER; AND

(3) A LAWYER OR HEALTH CARE PRACTITIONER TO EMPLOY, DIRECTLY OR INDIRECTLY, OR IN ANY WAY COMPENSATE A PERSON FOR THE PURPOSE OF HAVING THAT PERSON SOLICIT OR ATTEMPT TO SOLICIT CLIENTS FOR THE LAWYER OR HEALTH CARE PRACTITIONER.

(B) CONSTRUCTION OF SECTION.

THIS SECTION DOES NOT PROHIBIT PUBLIC COMMUNICATIONS OR ACTIVITY ALLOWED BY APPLICABLE RULES OF PROFESSIONAL CONDUCT OR ACTIVITY PROTECTED UNDER THE STATE OR FEDERAL CONSTITUTION.