

(2) THE FILING IS DEEMED APPROVED UNLESS DISAPPROVED BY THE COMMISSIONER DURING THE WAITING PERIOD OR ANY EXTENSION OF THE WAITING PERIOD.

(D) REHEARING.

AN INSURER AFFECTED BY AN ACTION OF THE COMMISSIONER UNDER THIS SECTION MAY NOT REQUEST A REHEARING BY THE COMMISSIONER UNTIL 12 MONTHS AFTER THE DATE OF AN ORDER OF THE COMMISSIONER UNDER SUBSECTION (A) OF THIS SECTION.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 244J.

In subsection (c)(1) and (2) of this section, the phrase "or any extension of the waiting period" is added for clarity and consistency with subsection (b) of this section.

In subsection (c)(2) of this section, the former reference to the "possibility of subsequent disapproval under § 244-I of this subtitle" is deleted as surplusage because nothing in the language of this section affects the Commissioner's authority elsewhere in this subtitle to disapprove a filing subsequently.

Defined terms: "Commissioner" § 1-101

"Insurer" § 1-101

"Rate" § 11-101

"Supplementary rate information" § 11-101

11-310. WAITING PERIOD FOR CHANGES IN RATES.

(A) IN GENERAL.

(1) THE COMMISSIONER MAY ADOPT A RULE THAT REQUIRES THAT SUBSEQUENT CHANGES IN THE RATES OR SUPPLEMENTARY RATE INFORMATION FOR A KIND OR LINE OF INSURANCE, SUBDIVISION OF A KIND OR LINE OF INSURANCE, OR RATING CLASS OR RATING TERRITORY BE FILED WITH THE COMMISSIONER AT LEAST 30 WORKING DAYS BEFORE THEY BECOME EFFECTIVE IF THE COMMISSIONER FINDS THAT WITH RESPECT TO THAT KIND, LINE, SUBDIVISION, RATING CLASS, OR RATING TERRITORY:

(I) COMPETITION IS NOT AN EFFECTIVE REGULATOR OF THE RATES CHARGED;

(II) A SUBSTANTIAL NUMBER OF INSURERS ARE COMPETING IRRESPONSIBLY THROUGH THE RATES CHARGED; OR

(III) THERE ARE WIDESPREAD VIOLATIONS OF THIS SUBTITLE.

(2) BY WRITTEN NOTICE TO THE FILER DURING THE INITIAL 30-DAY WAITING PERIOD, THE COMMISSIONER MAY EXTEND THE WAITING PERIOD FOR AN ADDITIONAL PERIOD NOT EXCEEDING 30 WORKING DAYS.

(B) EXPIRATION OF RULE.