

FOR the purpose of altering the qualifications of an educational or religious organization to which the Maryland Insurance Commissioner may issue a special permit to make agreements for annuity payments with donors under certain circumstances; and generally relating to the qualifications of educational or religious organizations and the issuance of special permits for charitable gift annuities.

BY repealing and reenacting, with amendments,

Article - Insurance

Section 16-114(c)

Annotated Code of Maryland

(1997 Volume and 1998 Supplement)

(As enacted by Chapter 70 of the Acts of the General Assembly of 1997)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Insurance**

16-114.

(c) (1) On application, the Commissioner may issue a special permit to make agreements for annuity payments with donors to an educational or religious organization not conducted for profit and engaged [solely] in bona fide educational or religious activities, to a hospital in the State, or to a community foundation if the educational or religious organization, hospital, or community foundation:

(i) except as provided in paragraph (2) of this subsection, has been in active operation in the State for at least 10 years before issuance of the special permit; and

(ii) has been granted exemption from federal income taxation under § 501 of the Internal Revenue Code.

(2) The Commissioner may issue a special permit to a community foundation that has been in existence for at least 5 years but less than 10 years if the community foundation maintains admitted assets in an amount up to 100% of the contributions made to the community foundation, as determined by the Commissioner.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 1999.

Approved May 13, 1999.