

BY repealing and reenacting, with amendments,
Article - Transportation
Section 5-1002(c) and 17-109(b)
Annotated Code of Maryland
(1993 Replacement Volume and 2000 Supplement)

BY repealing
Chapter 271 of the Acts of the General Assembly of 1996
Section 7

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

Article - Insurance

1-101.

[(c)] (U)(1) ["Agent"] "INSURANCE PRODUCER" means a person that, for compensation, SELLS, solicits, [procures,] OR negotiates[, or makes] insurance contracts, including contracts for nonprofit health service plans, dental plan organizations, and health maintenance organizations, or the renewal or continuance of these insurance contracts for:

(I) persons issuing the insurance contracts; OR

(II) INSUREDS OR PROSPECTIVE INSUREDS OTHER THAN THE INSURANCE PRODUCER

(2) ["Agent"] "INSURANCE PRODUCER" does not include:

(i) an individual who performs clerical[, stenographic,] or similar office duties while employed by an [agent] INSURANCE PRODUCER or insurer, including a clerical employee, other than a clerical employee of an insurer, who takes insurance information or receives premiums in the [agent's] INSURANCE PRODUCER'S office, if the employee's compensation does not vary with the number of applications or amount of premiums;

(ii) a regular salaried officer or employee of an insurer who gives help to or for a [qualified agent] LICENSED INSURANCE PRODUCER, if the officer or employee is not paid a commission or other compensation that depends directly on the amount of business obtained; or

(iii) if not paid a commission, a person that obtains and forwards information for:

1. group insurance coverage;
2. enrolling individuals under group insurance coverage;
3. issuing certificates under group insurance coverage; OR

[or]