

4. OTHERWISE ASSISTING IN ADMINISTERING GROUP PLANS.

[(g)] (F) "Appointment" means an agreement between an [agent] INSURANCE PRODUCER and insurer under which the [agent] INSURANCE PRODUCER, for compensation, may SELL, solicit, [procure,] OR negotiate[, or make] policies issued by the insurer.

[(i)] "Broker" means a person that, for compensation, solicits, procures, or negotiates insurance contracts or the renewal or continuance of insurance contracts:

- (1) for insureds or prospective insureds other than the broker; and
- (2) not for an insurer or agent.]

(O) "FUND PRODUCER" MEANS A LICENSED INSURANCE PRODUCER, INCLUDING A LICENSED INDEPENDENT INSURANCE PRODUCER, THAT HAS BEEN ASSIGNED AN AUTHORIZATION CODE BY THE MARYLAND AUTOMOBILE INSURANCE FUND.

[(r)] (P) "Independent [agent] INSURANCE PRODUCER" means an [agent] INSURANCE PRODUCER:

- (1) that is not owned or controlled by an insurer or group of insurers;
- (2) the appointment of which does not prohibit the representation of more than one insurer or group of insurers; and
- (3) the appointment of which provides that:
  - (i) at termination, the records of the [agent] INSURANCE PRODUCER remain the property of the [agent] INSURANCE PRODUCER; and
  - (ii) the [agent] INSURANCE PRODUCER retains the use and control of all expirations incurred during the [agency] PERIOD WHEN THE APPOINTMENT WAS IN EFFECT.

(W) "LICENSED INSURANCE PRODUCER" MEANS AN INSURANCE PRODUCER THAT HAS:

- (1) OBTAINED A LICENSE UNDER TITLE 10, SUBTITLE 1 OF THIS ARTICLE; AND
- (2) IN THE CASE OF AN INSURANCE PRODUCER THAT ACTS ON BEHALF OF AN INSURER OTHER THAN THE MARYLAND AUTOMOBILE INSURANCE FUND, OBTAINED AN APPOINTMENT UNDER TITLE 10, SUBTITLE 1 OF THIS ARTICLE.

(CC) "NEGOTIATE" MEANS TO CONFER DIRECTLY WITH OR OFFER ADVICE DIRECTLY TO A PURCHASER OR PROSPECTIVE PURCHASER OF A PARTICULAR CONTRACT OF INSURANCE CONCERNING ANY OF THE SUBSTANTIVE BENEFITS, TERMS, OR CONDITIONS OF THE CONTRACT, PROVIDED THAT THE PERSON ENGAGED IN THAT ACT EITHER SELLS INSURANCE OR OBTAINS INSURANCE FROM INSURERS FOR PURCHASERS.