

(f) If the law of another state requires an [agent] INSURANCE PRODUCER that is a resident of that state to keep part of the commission paid on a policy written, countersigned, or delivered by the [agent] INSURANCE PRODUCER in that state on request of a nonresident [agent or nonresident broker] INSURANCE PRODUCER of that state, an [agent] INSURANCE PRODUCER that is a resident of this State and that signs or countersigns a policy written by an [agent] INSURANCE PRODUCER that is a resident of the other state and qualified as a nonresident [agent] INSURANCE PRODUCER in this State covering a subject of insurance resident, located, or to be performed in this State shall keep an equal pro rata part of any commission on the policy.

10-128.1.

The Commissioner shall adopt regulations establishing the minimum length of time for which and the manner in which an independent [agent or broker] INSURANCE PRODUCER is required to maintain records of insurance transactions conducted by the [agent or broker] INSURANCE PRODUCER.

10-129.

A person other than an independent [agent] INSURANCE PRODUCER may not be represented to the public as an independent [agent] INSURANCE PRODUCER.

10-130.

(a) Except as otherwise provided in §§ 10-102 and 10-119 of this subtitle, a commission, fee, reward, rebate, or other consideration for ~~procuring or influencing the procurement of~~ SELLING, SOLICITING, OR NEGOTIATING insurance may not be paid, directly or indirectly, to a person other than a [qualified agent or qualified broker] LICENSED INSURANCE PRODUCER.

(b) Except as otherwise provided in this article, for life insurance or health insurance this section does not prohibit payment to or receipt by a [formerly qualified agent or formerly qualified broker] PERSON WHO FORMERLY HELD A LICENSE AND, IF THE PERSON ACTED ON BEHALF OF AN INSURER, AN APPOINTMENT of:

- (1) commissions on renewal premiums on existing policies; or
- (2) other deferred commissions.

(C) UNLESS THE PAYMENT WOULD VIOLATE § 27-209 OR § 27-212 OF THIS ARTICLE, AN INSURER OR INSURANCE PRODUCER MAY PAY OR ASSIGN COMMISSIONS, SERVICE FEES, OR OTHER VALUABLE CONSIDERATION TO AN INSURANCE AGENCY OR TO PERSONS WHO DO NOT SELL, SOLICIT, OR NEGOTIATE INSURANCE IN THE STATE.

10-131.

A person that violates § 10-103[(a),] (b)[,] or (c), § 10-118(b), or § 10-130 of this subtitle is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$500 or imprisonment not exceeding 6 months or both for each violation.