

(c) "Insurance fraud" means:

- (1) a violation of Title 27, Subtitle 4 of this article;
- (2) theft, as set out in §§ 7-101 through 7-104 of the Criminal Law

Article:

- (i) from a person regulated under this article; or

- (ii) by a person regulated under this article or an officer, director, agent, or employee of a person regulated under this article; [or]

- (3) ~~KNOWINGLY OBTAINING BENEFITS TO WHICH A PERSON IS NOT ENTITLED UNDER § 9-310.1 OF THE LABOR AND EMPLOYMENT ARTICLE;~~

- (4) A VIOLATION OF § 9-1106 OF THE LABOR AND EMPLOYMENT ARTICLE;

OR

[(3)](4) any other fraudulent activity that is committed by or against a person regulated under this article and is a violation of:

- (i) Title 1, Subtitle 3 of the Agriculture Article;

- (ii) Title 19, Subtitle 2 or Subtitle 3 of the Business Regulation

Article;

- (iii) Title 14, Subtitle 29, § 11-810, § 14-1316, or § 14-1317 of the Commercial Law Article;

- (iv) the Criminal Law Article other than Title 8, Subtitle 2, Part II or § 10-614;

- (v) § 14-127 of the Real Property Article;

- (vi) Article 2B, Title 22 of the Code;

- (vii) § 109 of the Code of Public Local Laws of Caroline County;

- (viii) § 4-103 of the Code of Public Local Laws of Carroll County; or

- (ix) § 8A-1 of the Code of Public Local Laws of Talbot County.

2-405.

The Fraud Division:

- (1) has the authority to investigate each person suspected of engaging in insurance fraud;

- (2) if appropriate after an investigation:

- (i) shall refer suspected cases of insurance fraud to the Office of the Attorney General or appropriate local State's Attorney to prosecute the person criminally for insurance fraud;