

(2) (I) INFORMATION REQUIRED UNDER PARAGRAPH (1)(II) THROUGH (IV) OF THIS SUBSECTION SHALL BE SUBMITTED ON THE FORM THAT THE GOVERNOR REQUIRES.

(II) THE FORM SHALL CONFORM AS CLOSELY AS POSSIBLE TO THE FORM THAT A RATING ORGANIZATION USES TO COMPLY WITH ARTICLE 48A, §§ 244G AND 244Y OF THE CODE.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 101, § 71(c)(2) and (3) and the second sentence and first and third clauses of the first sentence of (1).

In subsection (b)(1)(i) and (ii) of this section, the words "will use" and "will charge" for the next calendar year are substituted for the former words "to be used" and "to be charged", for clarity and conformity to practice. Generally, premium rates are in effect for a calendar year. See § 10-130(d) of this subtitle.

Also in subsection (b)(1)(i) and (ii) of this section, the former phrases "for each classification for which the Fund writes coverage" are deleted as surplusage.

In subsection (b)(1)(ii) of this section, the reference to "the schedule of premium rates" is substituted for the former reference to "[e]very rate", to conform to § 10-130 of this subtitle. Similarly, in subsection (b)(1)(iv) of this section, the word "premium" is added to modify "rates" and, therefore, the former example of "premiums" is deleted.

In subsection (b)(1)(iii) of this section, the reference to each class for which the Fund "writes coverage" is substituted for the former reference to each class for which the Fund "charges a rate" to avoid the erroneous suggestion that the Fund provides coverage for which there is no rate.

In subsection (b)(1)(iv) of this section, the former words "but not limited to" are deleted as unnecessary in light of Art. 1, § 30 of the Code, which defines "including" as being "by way of illustration and not by way of limitation".

In subsection (b)(2)(i) of this section, the reference to information required under "paragraph (1)(ii) through (iv) of this subsection" is substituted for the former reference to "information required under this subsection", which, in light of the former word "subsection", could be read to include the annual report or, in light of the former word "information", could refer only to the specific "information" required under former Art. 101, § 71(c)(2). This substitution reflects that it did not seem to be the intent of the General Assembly to require the annual report to be on a particular form. This substitution also reflects that a "copy" of a policy form seemed more accurate.

The Labor and Employment Article Review Committee notes, for consideration by the General Assembly, that subsections (a) and (b) of this section require that 2 documents be submitted to the Governor 3 days apart.