

Approved May 26, 1992.

CHAPTER 640

(Senate Bill 545)

AN ACT concerning

Insurance — ~~Adjusters and Appraisers~~ — Recommendation and Required Use of Repair Service

FOR the purpose of prohibiting an insurance adjuster ~~or appraiser~~, appraiser, agent, or employee of an insurer from recommending a repair service to a claimant ~~or an insured~~ in a certain situation and from requiring the claimant or insured to have appraisals or repairs be made in certain locations under certain circumstances; providing for the construction of this Act; providing certain penalties; and generally relating to ~~insurance adjusters or appraisers who recommend repair services to claimants or insureds~~, the recommendation and required use of certain appraisal and repair facilities by a claimant or insured.

BY adding to

Article 48A – Insurance Code

Section 490P

Annotated Code of Maryland

(1991 Replacement Volume and 1991 Supplement)

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

Article 48A – Insurance Code

490P.

(A) IN THIS SECTION, “ADJUSTER” OR “APPRAISER” MEANS A PERSON WHO:

(1) SOLICITS BUSINESS OR HOLDS HIMSELF OR HERSELF OUT TO AN INSURER AS AN ADJUSTER OR APPRAISER OF CLAIMS FOR LOSSES OR DAMAGE ARISING OUT OF POLICIES OF MOTOR VEHICLE INSURANCE; OR

(2) IS EMPLOYED BY AN INSURER AS AN ADJUSTER OR APPRAISER OF CLAIMS FOR LOSSES OR DAMAGES ARISING OUT OF POLICIES OF MOTOR VEHICLE INSURANCE; OR

(3) BY CONTRACT PERFORMS ADJUSTMENTS OR APPRAISALS FOR LOSSES OR DAMAGE COVERED UNDER ANOTHER FORM OF SECURITY UNDER § 17-103(A)(2) OF THE TRANSPORTATION ARTICLE.