

SENATE BILL 238

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EMERGENCY BILL

01r0820

By: **Senators Astle, DeGrange, Della, Garagiola, Jones, Kelley, Kittleman, Klausmeier, Pipkin, and Reilly**

Introduced and read first time: January 22, 2010

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Maryland Automobile Insurance Fund – Use of Fund Moneys and Property**
3 **– Prohibitions**

4 FOR the purpose of prohibiting moneys or property of the Maryland Automobile
5 Insurance Fund from being used to pay for certain bonuses, services, events,
6 and sponsorships; making conforming changes; providing for the application of
7 this Act; making this Act an emergency measure; and generally relating to
8 moneys and property of the Maryland Automobile Insurance Fund.

9 BY repealing and reenacting, with amendments,
10 Article – Insurance
11 Section 20–204(a) and (b) and 20–301
12 Annotated Code of Maryland
13 (2006 Replacement Volume and 2009 Supplement)

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

16 **Article – Insurance**

17 20–204.

18 (a) (1) Except as provided in paragraph (2) of this subsection or otherwise
19 by law, the Executive Director shall appoint and remove staff of the Fund in
20 accordance with the provisions of the State Personnel and Pensions Article.

21 (2) Positions that the Executive Director designates with the approval
22 of the Board of Trustees as technical or professional positions are in the executive
23 service, management service, or are special appointments of the skilled service or the
24 professional service in the State Personnel Management System.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 **3. MARKETING, PUBLIC RELATIONS, OR**
2 **ADVERTISING SERVICES;**
- 3 **4. OUTSIDE LOBBYING SERVICES;**
- 4 **5. FUND PRODUCER APPRECIATION EVENTS; OR**
- 5 **6. CORPORATE SPONSORSHIPS.**

6 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be
7 construed to apply only prospectively and may not be applied or interpreted to prohibit
8 the use of any moneys or property available to the Maryland Automobile Insurance
9 Fund to satisfy a legally binding obligation of the Fund that was incurred before the
10 effective date of this Act.

11 SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency
12 measure, is necessary for the immediate preservation of the public health or safety,
13 has been passed by a ye and nay vote supported by three-fifths of all the members
14 elected to each of the two Houses of the General Assembly, and shall take effect from
15 the date it is enacted.