

---

By: **Delegates Haynes, Cane, Kirk, Marriott, Murray, and Paige**

Introduced and read first time: February 6, 2006

Assigned to: Health and Government Operations

---

A BILL ENTITLED

1 AN ACT concerning

2 **Health Insurance - Insurance Producers That Sell Medicare Part D**  
3 **Prescription Drug Coverage - Limitations on Sale of Other Insurance**

4 FOR the purpose of prohibiting an insurance producer that sells a Medicare Part D  
5 prescription drug policy to an individual from communicating with the  
6 individual by certain means, for a certain period of time after the date of the  
7 sale, for the purpose of selling to the individual any other kind of insurance that  
8 the insurance producer is licensed to sell in the State; providing that the  
9 prohibition does not apply to a communication made by an insurance producer  
10 to an individual at the individual's request; and generally relating to limitations  
11 on communications made by insurance producers for the purpose of selling  
12 insurance.

13 BY adding to  
14 Article - Insurance  
15 Section 10-134  
16 Annotated Code of Maryland  
17 (2003 Replacement Volume and 2005 Supplement)

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

20 **Article - Insurance**

21 10-134.

22 (A) AN INSURANCE PRODUCER THAT SELLS A MEDICARE PART D  
23 PRESCRIPTION DRUG POLICY TO AN INDIVIDUAL MAY NOT COMMUNICATE WITH THE  
24 INDIVIDUAL, BY TELEPHONE, WRITTEN COMMUNICATION, ELECTRONIC MAIL, OR  
25 ANY OTHER MEANS, FOR A PERIOD OF 30 DAYS AFTER THE DATE OF THE SALE FOR  
26 THE PURPOSE OF SELLING TO THE INDIVIDUAL ANY OTHER KIND OF INSURANCE  
27 THAT THE INSURANCE PRODUCER IS LICENSED TO SELL IN THE STATE.

28 (B) THIS SECTION DOES NOT APPLY TO A COMMUNICATION MADE BY AN  
29 INSURANCE PRODUCER TO AN INDIVIDUAL AT THE INDIVIDUAL'S REQUEST.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
2 October 1, 2006.