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**EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.**

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.





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1 By: ~~Senator Gladden~~ **Senators Gladden, Exum, Kelley, Garagiola, and Pugh**  
2 **Pugh, Raskin, and Jones**  
3 Introduced and read first time: February 1, 2008  
4 Assigned to: Finance

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5 Committee Report: Favorable with amendments  
6 Senate action: Adopted with floor amendments  
7 Read second time: March 23, 2008

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8 CHAPTER \_\_\_\_\_

9 AN ACT concerning

10 **Insurance - Slavery Era Insurance Policies - Reporting**

11 FOR the purpose of requiring certain insurers to provide the Maryland Insurance  
12 Commissioner with a report of certain information about certain slaveholder  
13 insurance policies issued during the slavery era; authorizing a holding company  
14 to designate an insurer in the holding company to be a reporting insurer on  
15 behalf of the member insurers of the holding company; requiring the  
16 Commissioner to adopt regulations that specify the form and content of a  
17 certain report; requiring the Commissioner to issue a certain report; requiring a  
18 certain report to contain certain names; requiring a certain report to be made  
19 available to the public; requiring the Commissioner to make a copy of a certain  
20 report available on a certain website; requiring the Commissioner to provide a  
21 copy of a certain report to the Governor and the General Assembly; defining  
22 certain terms; and generally relating to the reporting of slavery era insurance  
23 policies.

24 BY adding to  
25 Article - Insurance  
26 Section 30-101 through 30-103 to be under the new title "Title 30. Slavery Era  
27 Insurance Policy Reporting"  
28 Annotated Code of Maryland  
29 (2006 Replacement Volume and 2007 Supplement)

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

32 **Article - Insurance**

33 **TITLE 30. SLAVERY ERA INSURANCE POLICY REPORTING.**

34 **30-101.**

1           (A) IN THIS TITLE THE FOLLOWING WORDS HAVE THE MEANINGS  
2 INDICATED.

3           (B) **“REPORTING INSURER”** MEANS AN INSURER THAT IS A MEMBER OF  
4 A HOLDING COMPANY THAT HAS BEEN DESIGNATED BY THE HOLDING COMPANY  
5 AS RESPONSIBLE FOR SUBMITTING A REPORT UNDER § 30-102 OF THIS TITLE  
6 ON BEHALF OF THE INSURER AND OTHER INSURERS IN THE HOLDING COMPANY.

7           (C) **“SLAVE”** MEANS AN INDIVIDUAL:

8                   (1) WHO HAD NO FREEDOM OF ACTION;

9                   (2) WHOSE PERSON AND SERVICES WERE WHOLLY UNDER THE  
10 CONTROL OF ANOTHER;

11                   (3) WHO WAS IN A STATE OF ENFORCED COMPULSORY SERVICE  
12 TO ANOTHER; AND

13                   (4) WHO COULD NOT LEGALLY LEAVE ENFORCED COMPULSORY  
14 SERVICE TO ANOTHER ON THE INDIVIDUAL’S OWN INITIATIVE DURING THE  
15 INDIVIDUAL’S LIFETIME BEFORE THE END OF THE SLAVERY ERA.

16           (D) **“SLAVEHOLDER”** MEANS:

17                   (1) AN OWNER OF A SLAVE;

18                   (2) AN OWNER OF A COMMERCIAL ENTERPRISE THAT USED THE  
19 SERVICES OF A SLAVE;

20                   (3) AN OWNER OF A VESSEL OR OTHER MEANS OF TRANSPORTING  
21 SLAVES; OR

22                   (4) A PERSON DEALING IN THE PURCHASE, SALE, OR FINANCING  
23 OF THE BUSINESS OF SLAVES AND SLAVERY.

24           (E) **“SLAVEHOLDER INSURANCE POLICY”** MEANS A POLICY ISSUED TO  
25 OR FOR THE BENEFIT OF A SLAVEHOLDER TO INSURE THE SLAVEHOLDER  
26 AGAINST INJURY TO A SLAVE OR THE DEATH OF A SLAVE.

27           (F) **“SLAVERY ERA”** MEANS YEARS PRIOR TO 1865.

28 **30-102.**

29           (A) AN INSURER AUTHORIZED TO DO BUSINESS IN THE STATE SHALL  
30 PROVIDE THE COMMISSIONER WITH A REPORT OF INFORMATION IN THE

1 RECORDS OF THE INSURER ABOUT EACH SLAVEHOLDER INSURANCE POLICY  
2 ISSUED IN THE STATE BY THE INSURER, OR ANY PREDECESSOR OF THE  
3 INSURER, DURING THE SLAVERY ERA.

4 (B) A HOLDING COMPANY MAY DESIGNATE ONE INSURER IN THE  
5 HOLDING COMPANY TO BE A REPORTING INSURER ON BEHALF OF THE MEMBER  
6 INSURERS OF THE HOLDING COMPANY.

7 (C) THE COMMISSIONER SHALL ADOPT REGULATIONS THAT SPECIFY  
8 THE FORM AND CONTENT OF THE REPORT REQUIRED UNDER THIS SECTION.

9 **30-103.**

10 (A) (1) THE COMMISSIONER SHALL ISSUE A REPORT ON THE  
11 INFORMATION PROVIDED TO THE COMMISSIONER UNDER § 30-102 OF THIS  
12 TITLE.

13 (2) THE REPORT REQUIRED UNDER THIS SECTION SHALL  
14 CONTAIN THE NAMES OF ANY SLAVEHOLDERS OR SLAVES PROVIDED UNDER §  
15 30-102 OF THIS TITLE.

16 (B) (1) THE REPORT REQUIRED UNDER THIS SECTION SHALL BE  
17 MADE AVAILABLE TO THE PUBLIC.

18 (2) THE COMMISSIONER SHALL MAKE A COPY OF THE REPORT  
19 AVAILABLE ON THE WEBSITE OF THE ADMINISTRATION.

20 (C) THE COMMISSIONER SHALL PROVIDE A COPY OF THE REPORT  
21 REQUIRED UNDER THIS SECTION TO THE GOVERNOR AND, IN ACCORDANCE  
22 WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, THE GENERAL  
23 ASSEMBLY.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
25 October 1, 2008.