

person or persons whose claim experience or driving record could have justified the refusal to issue.

(2) THE POLICY MAY BE ENDORSED TO SPECIFICALLY EXCLUDE ALL COVERAGE FOR ANY OF THE FOLLOWING WHEN THE NAMED EXCLUDED DRIVER IS OPERATING THE MOTOR VEHICLE(S) COVERED UNDER THE POLICY WHETHER OR NOT THAT OPERATION OR USE WAS WITH THE EXPRESS OR IMPLIED PERMISSION OF A PERSON INSURED UNDER THE POLICY:

(I) THE EXCLUDED OPERATOR OR USER;

(II) THE VEHICLE OWNER;

(III) FAMILY MEMBERS RESIDING IN THE HOUSEHOLD OF THE EXCLUDED OPERATOR OR USER OR VEHICLE OWNER; AND

(IV) ANY OTHER PERSON, EXCEPT FOR THE COVERAGE REQUIRED BY SECTIONS 539 AND 541(C)(2) OF THIS ARTICLE IF SUCH COVERAGE IS NOT AVAILABLE UNDER ANY OTHER AUTOMOBILE POLICY.

(3) The premiums charged on any such policy excluding a named driver or drivers UNDER PARAGRAPHS (1) AND (2) OF THIS SUBSECTION may not reflect the claims experience or driving record of the excluded name driver or drivers.

~~(e) -- {With respect to any person excluded from coverage under this section, the policy may provide that the insurer may not be held liable for damages, losses, or claims arising out of the operation or use of the insured motor vehicle, whether or not that operation or use was with the express or implied permission of a person insured under the policy} WHEN AN INSURED MOTOR VEHICLE IS OPERATED OR USED BY ANY PERSON EXCLUDED FROM COVERAGE UNDER THIS SECTION, WHETHER THE OPERATION OR USE WAS WITH THE EXPRESS OR IMPLIED PERMISSION OF A PERSON INSURED UNDER THE POLICY, THE POLICY MAY PROVIDE:~~

~~(1) -- THAT COVERAGES ARE VOID FOR THE EXCLUDED OPERATOR OR USER, THE VEHICLE OWNER AND FAMILY MEMBERS RESIDING IN THE HOUSEHOLD, AND ALL OCCUPANTS OF THE VEHICLE AND ALL THIRD PARTIES WHO DO HAVE OTHER APPLICABLE AUTOMOBILE INSURANCE COVERAGE, AND~~

~~(2) -- THAT THE INSURER IS NOT LIABLE FOR ANY DAMAGES, LOSSES, OR CLAIMS CONCERNING THE ABOVE ENUMERATED PERSONS AND ARISING OUT OF THE OPERATION OR USE OF THE INSURED MOTOR VEHICLE.~~

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(c) (1) In this subsection "uninsured motor vehicle" means a motor vehicle whose ownership, maintenance, or use has resulted in the bodily injury or death of an insured, and for which the sum of the limits of liability under all valid and collectible liability insurance policies, bonds, and securities applicable to the bodily injury or death is less than the amount of coverage provided to the insured under this subsection.