

(4) (I) THE COMMISSIONER MAY NOT GRANT THE REQUEST OF ANY GROUP TO TERMINATE ITS SELF-INSURANCE PLAN UNLESS THE GROUP HAS INSURED OR REINSURED ALL INCURRED WORKERS' COMPENSATION OBLIGATIONS WITH AN AUTHORIZED INSURER UNDER AN AGREEMENT FILED WITH AND APPROVED IN WRITING BY THE COMMISSIONER.

(II) THE OBLIGATIONS UNDER THIS PARAGRAPH SHALL INCLUDE BOTH KNOWN CLAIMS AND ASSOCIATED EXPENSES, AND CLAIMS INCURRED BUT NOT REPORTED AND ASSOCIATED EXPENSES.

(III) SUBJECT TO THE APPROVAL OF THE COMMISSIONER, A GROUP MAY MERGE WITH ANOTHER GROUP ENGAGED IN THE SAME OR SIMILAR TYPE OF BUSINESS ONLY IF THE RESULTING GROUP ASSUMES ALL OBLIGATIONS OF THE MERGING GROUPS. THE COMMISSIONER SHALL HOLD A HEARING ON THE MERGER IF REQUESTED TO DO SO BY ANY PARTY INCLUDING A MEMBER OF EITHER GROUP.

(F) THE COMMISSIONER MAY:

~~-(1)-~~ (1) REQUIRE ACTUARIAL STUDIES AND AUDITS TO DETERMINE EACH GROUP'S FINANCIAL SOLVENCY AS OFTEN AS THE COMMISSIONER CONSIDERS DESIRABLE;

~~-(2)-~~ (2) ASSESS EACH SELF-INSURANCE GROUP AN ANNUAL SUM OF NOT MORE THAN \$500 TO BE USED FOR THE ACTUARIAL STUDIES AND AUDITS TO DETERMINE THE GROUP'S FINANCIAL SOLVENCY; AND

~~-(3)-~~ (3) REQUIRE AN ANNUAL REPORT THAT MAY INCLUDE PAYROLL AUDIT REPORTS, SUMMARY LOSS REPORTS, AND QUARTERLY FINANCIAL STATEMENTS.

(G) A SELF-INSURANCE GROUP IS NOT LIABLE FOR PAYMENTS TO THE MARYLAND INSURANCE GUARANTY ASSOCIATION.

(H) (1) (I) AFTER NOTICE AND OPPORTUNITY FOR A HEARING, THE COMMISSIONER MAY IMPOSE A MONETARY PENALTY ON ANY PERSON OR GROUP FOUND TO BE IN VIOLATION OF ANY PROVISION OF THIS SUBTITLE OR OF ANY REGULATION ADOPTED UNDER THIS SUBTITLE.

(II) A MONETARY PENALTY ASSESSED UNDER THIS SUBTITLE MAY NOT EXCEED \$1,000 FOR EACH VIOLATION, NOT TO EXCEED AN AGGREGATE MONETARY PENALTY OF \$10,000.

(III) A PERSON WHO IS ASSESSED A MONETARY PENALTY UNDER THIS SUBTITLE SHALL PAY THE PENALTY TO THE COMMISSIONER FOR THE USE OF THE STATE.

(2) (I) AFTER WRITTEN NOTICE AND OPPORTUNITY FOR A HEARING, THE COMMISSIONER MAY ISSUE AN ORDER REQUIRING A PERSON OR GROUP TO CEASE AND DESIST FROM ENGAGING IN AN ACT OR PRACTICE FOUND TO BE IN VIOLATION OF ANY PROVISION OF THIS SUBTITLE OR OF ANY REGULATION ADOPTED UNDER THIS SUBTITLE.