

(a) [Except as provided in subsection (b) of this section, the] THE Fund shall be:

(1) examined by the Commissioner in accordance with [§§ 2-205 and 2-207 through 2-209] TITLE 2, SUBTITLE 2 (ENFORCEMENT) of the Insurance Article; and

(2) subject to the following provisions of the Insurance Article:

(i) Title 4, Subtitle 3 (Risk Based Capital Standards for Insurers) as provided in subsection (d) of this section;

(ii) Title 5, Subtitles 1, 2, 4, and 9 (Assets and Liabilities, Reserves, Valuation of Assets and Reinsurance);

(iii) Title 9 (Impaired Entities); ~~and~~

~~(iv) TITLE 11, SUBTITLES 2 AND 3 (PRIOR APPROVAL RATE MAKING AND COMPETITIVE RATING); AND~~

~~(iv)~~ ~~(v)~~ §§ 3-124 (Bulk Reinsurance – Stock Insurers), 4-115 (Home Office; Location of Accounting Records and Assets), 4-116 (Annual and Interim Statements; Audited Financial Reports), and 4-118 (Qualified Independent Certified Public Accountants).

(b) (1) The Commissioner may [not take any action to] enforce any provision of the Insurance Article to which the Fund is subject under [subsection (a)] SUBSECTIONS (A) AND (C) of this section [except:

(i) the Commissioner may issue an order under Title 9 (Impaired Entities) of the Insurance Article; and

(ii) the Commissioner may take action authorized under §§ 4-305, 4-306, 4-307, and 4-308 of the Insurance Article relating to risk based capital standards for insurers].

(2) Any order issued under this subsection~~:~~

(i) may not include a requirement that the Fund increase rates; and

(ii)~~:~~ shall be subject to Title 2, Subtitle 2[, ] of the Insurance Article.