

tension thereof which the Commissioner may grant. The Commissioner shall not suspend the license of any rating organization or insurer for failure to comply with an order until the time prescribed for an appeal therefrom has expired or if an appeal has been taken, until such order has been affirmed. The Commissioner may determine when a suspension of license shall become effective and it shall remain in effect for the period fixed by him, unless he modifies or rescinds such suspension, or until the order upon which such suspension is based is modified, rescinded or reversed.

No penalty shall be imposed and no license shall be suspended or revoked except upon a written order of the Commissioner, stating his findings, made after a hearing held upon not less than ten days' written notice to such person or organization specifying the alleged violation.

243. Casualty and Surety Rating.

(a) Scope of section.

This section applies to all types of insurers.

This section applies to casualty and surety insurance, including fidelity, surety and guaranty bonds, and to all other forms of motor vehicle insurance, on risks, or operations in this State, except:

(1) Reinsurance, other than joint reinsurance to the extent stated in subsection (j); and

(2) Insurance against loss of or damage to aircraft or against liability, other than workmen's compensation and employers' liability, arising out of the ownership, maintenance or use of aircraft;

(3) Title insurance;

This section shall not apply to the Maryland "State Accident Fund."

If any kind of insurance, subdivision or combination thereof, or type of coverage, subject to this section, is also subject to regulation by another rate regulatory act of this State, an insurer to which both sections are otherwise applicable shall file with the Insurance Commissioner hereinafter referred to as Commissioner, a designation as to which rate regulatory section shall be applicable to it with respect to such kind of insurance, subdivision or combination thereof, or type of coverage.

(b) Making of rates.

(1) All rates shall be made in accordance with the following provisions:

(i) Due consideration shall be given to past and prospective loss experience within and outside this State, to catastrophe hazards, if any, to a reasonable margin for underwriting profit and contingencies, to dividends, savings or unabsorbed premium deposits allowed or returned by insurers to their policyholders, members or subscribers, to past and prospective expenses both country-wide and those specially applicable to this State, and to all other relevant factors within and outside this State;

(ii) The systems of expense provisions included in the rates for use by any insurer or group of insurers may differ from those of other