

applicants for insurance, insureds and insurers may have a hearing on grievances and the right of appeal to the Commissioner. Every such plan shall be filed in writing with the Commissioner. The Commissioner shall review the plan as soon as reasonably possible after filing in order to determine whether it meets the requirements set forth in (i), (ii), (iii) and (iv) above. Each plan unless sooner approved in writing shall be on file for a waiting period of 30 days before it becomes effective. A plan shall be deemed approved unless disapproved by the Commissioner within the waiting period. Subsequent to the waiting period, the Commissioner may disapprove any plan on the ground that it does not meet the requirements set forth in (i), (ii), (iii) and (iv) above, but only after a hearing held upon not less than 10 days written notice to every insurer and rating organization affected specifying the matters to be considered at such hearing, and only by an order specifying in what respect he finds that such plan fails to meet such requirements, and stating when within a reasonable period thereafter such plan shall be deemed no longer effective. Such order shall not affect any assignment made or policy issued or made prior to the expiration of the period set forth in said order. Amendments to such plan or plans shall be prepared, filed and reviewed in the same manner as herein provided with respect to the original plan or plans.

If no plan meeting the standards set forth in (i), (ii), (iii) and (iv) above is submitted to the Commissioner within the periods stated in any order disapproving any existing plan he shall, if necessary to carry out the purpose of this subsection, after a hearing, prepare and promulgate a plan meeting such requirements.

When such plan or plans or amendments thereto have been approved or promulgated, no insurer shall thereafter issue a policy of automobile and motor vehicle bodily injury and property damage liability insurance or undertake to transact such business in this State unless such insurer shall participate in such an approved or promulgated plan. If, after hearing, the Commissioner finds that any activity or practice of any insurer or rating organization in connection with the operation of such plan or plans is unfair or unreasonable or otherwise inconsistent with the provisions of this subsection he may issue a written order specifying in what respects such activity or practice is unfair or unreasonable or otherwise inconsistent with the provisions of this subsection and requiring the discontinuance of such activity or practice.

(o) Penalties.

The Commissioner may, if he finds that any person or organization has violated any provision of this section, impose a penalty of not more than fifty dollars (\$50) for each such violation, but if he finds such violation to be wilful he may impose a penalty of not more than five hundred dollars (\$500) for each such violation. Such penalties may be in addition to any other penalty provided by law.

The Commissioner may suspend the license of any rating organization or insurer which fails to comply with an order of the Commissioner within the time limited by such order, or any extension 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