

(B) -- ANY SUMS ACQUIRED BY REFUND FROM THE ASSOCIATION PURSUANT TO § 528(F) WHICH HAD BEEN WRITTEN OFF BY CONTRIBUTING INSURERS AND OFFSET AGAINST PREMIUM, FRANCHISE, OR INCOME TAXES AS PROVIDED IN SUBSECTION (A) OF THIS SECTION, AND ARE NOT THEN NEEDED FOR PURPOSES OF THIS SUBTITLE, SHALL BE PAID BY THE ASSOCIATION TO THE COMMISSIONER. THE COMMISSIONER SHALL DEPOSIT THESE SUMS WITH THE STATE TREASURER FOR CREDIT TO THE GENERAL FUND OF THIS STATE.

533.

(A) -- NOTHING IN THIS SUBTITLE MAY BE CONSTRUED TO REDUCE THE LIABILITY FOR UNPAID ASSESSMENTS OF THE INSURED ON AN IMPAIRED OR INSOLVENT INSURER OPERATING UNDER A PLAN WITH ASSESSMENT LIABILITY.

(B) -- RECORDS SHALL BE KEPT OF ALL NEGOTIATIONS AND MEETINGS IN WHICH THE ASSOCIATION OR ITS REPRESENTATIVES ARE INVOLVED TO DISCUSS THE ACTIVITIES OF THE ASSOCIATION IN CARRYING OUT ITS POWERS AND DUTIES UNDER § 527. RECORDS OF THE NEGOTIATIONS OR MEETINGS SHALL BE MADE PUBLIC ONLY UPON:

(1) -- THE TERMINATION OF A LIQUIDATION, REHABILITATION, OR CONSERVATION PROCEEDING INVOLVING THE IMPAIRED OR INSOLVENT INSURER;

(2) -- THE IMPAIRMENT OR INSOLVENCY OF THE INSURER;

(3) -- THE ORDER OF A COURT OF COMPETENT JURISDICTION. NOTHING IN THIS SUBSECTION LIMITS THE DUTY OF THE ASSOCIATION TO RENDER A REPORT OF ITS ACTIVITIES UNDER § 534.

(C) -- FOR THE PURPOSE OF CARRYING OUT ITS OBLIGATIONS UNDER THIS SUBTITLE, THE ASSOCIATION IS CONSIDERED TO BE A CREDITOR OF THE IMPAIRED OR INSOLVENT INSURER TO THE EXTENT OF ASSETS ATTRIBUTABLE TO COVERED POLICIES REDUCED BY ANY AMOUNTS TO WHICH THE ASSOCIATION IS ENTITLED AS SUBROGEE PURSUANT TO § 527(H). ASSETS OF THE IMPAIRED OR INSOLVENT INSURER ATTRIBUTABLE TO COVERED POLICIES SHALL BE USED TO CONTINUE ALL COVERED POLICIES AND PAY ALL CONTRACTUAL OBLIGATIONS OF THE IMPAIRED OR INSOLVENT INSURER AS REQUIRED BY THIS SUBTITLE, AS USED IN THIS SUBSECTION, ASSETS ATTRIBUTABLE TO COVERED POLICIES, IS THAT PROPORTION OF THE ASSETS WHICH THE RESERVES THAT SHOULD HAVE BEEN ESTABLISHED FOR THE POLICIES BEAR TO THE RESERVES THAT SHOULD HAVE BEEN ESTABLISHED FOR ALL POLICIES OF INSURANCE WRITTEN BY THE IMPAIRED OR INSOLVENT INSURER.

(D) -- (1) -- PRIOR TO THE TERMINATION OF ANY LIQUIDATION, REHABILITATION, OR CONSERVATION PROCEEDING, THE COURT MAY TAKE INTO CONSIDERATION THE CONTRIBUTIONS OF THE RESPECTIVE PARTIES, INCLUDING THE ASSOCIATION, THE SHAREHOLDERS AND POLICYOWNERS OF THE INSOLVENT INSURER, AND ANY OTHER PARTY