

(c) Any account which has been cancelled and referred [to the Attorney General] for collection may be settled or compromised when it shall appear to the [Attorney General, the Comptroller, and chairman or vice-chairman] SUPERINTENDENT of the State Accident Fund that such settlement and compromise is to the best interests of the State Accident Fund, and any account may be charged from the books of the State Accident Fund when it shall appear to [the Attorney General, the Comptroller of the State, and the chairman or vice-chairman of] the commissioners of the State Accident Fund that such account is uncollectible.

[78.

Ten per centum of the premiums collected from employers insured in the State Accident Fund shall be set aside by the commissioners of the State Accident Fund for the creation of a surplus until such surplus shall amount to the sum of fifty thousand dollars, and thereafter five per centum of such premiums until such time as in the judgment of said commissioners such surplus shall be sufficiently large to cover the catastrophe hazard. The commissioners shall also set up and maintain a reserve adequate to meet anticipated losses and carry all claims and policies to maturity.)

78.

(A) (1) THE COMMISSIONERS OF THE STATE ACCIDENT FUND SHALL MAINTAIN A CATASTROPHE SURPLUS IN AN AMOUNT SUFFICIENT TO COVER THE CATASTROPHIC HAZARDS ARISING FROM THE INSURANCE POLICIES ISSUED BY THE FUND.

(2)(B) THE COMMISSIONERS SHALL MAINTAIN RESERVES IN AN AMOUNT ADEQUATE TO MEET ANTICIPATED LOSSES AND CARRY ALL CLAIMS AND POLICIES TO MATURITY.

(B) -- THE -- STATE -- INSURANCE -- COMMISSIONER -- MAY -- EXAMINE -- THE ASSETS, LIABILITIES AND RESERVES OF THE STATE ACCIDENT FUND. -- IF, IN THE COMMISSIONER'S OPINION, THE FUND'S ASSETS ARE NOT AT LEAST EQUAL TO ALL LIABILITIES AND RESERVES, -- THE -- MINIMUM -- REQUIRED SURPLUS -- AND -- FREE SURPLUS -- REQUIRED -- BY -- ARTICLE -- 48A -- OF -- THE -- CODE -- FOR A -- NON -- ASSESSABLE -- MUTUAL -- CASUALTY -- INSURER, -- OR -- THAT -- RESERVES -- ARE NOT -- ADEQUATE -- TO -- MEET -- ANTICIPATED -- LOSSES -- OR -- CARRY -- POLICIES -- TO MATURITY, -- OR -- THAT -- THE -- FUND'S -- FINANCIAL -- CONDITION -- IS -- SUCH -- AS -- TO RENDER -- THE -- CONTINUANCE -- OF -- ITS -- BUSINESS -- HAZARDOUS -- TO -- THE -- PUBLIC -- OR TO -- ITS -- POLICYHOLDERS, -- THE -- COMMISSIONER -- SHALL:

(1) -- NOTIFY -- THE -- CHAIRMAN -- OF -- THE -- COMMISSIONERS -- AND -- THE MANAGER -- OF -- THE -- STATE -- ACCIDENT -- FUND;

(2) -- PROVIDE -- THE -- FUND -- WITH -- A -- LIST -- OF -- RECOMMENDED COURSES -- OF -- ACTION.