

(B) (1) IF THE TAXES IMPOSED PURSUANT TO § 60 OF THIS ARTICLE ARE NOT PAID BY THE INSURER, THEN ~~THE TAXES SHALL BE PAID BY THE AGENT OR BROKER FOR THE PURCHASING GROUP.~~

~~(2) IF THE AGENT OR BROKER IDENTIFIED IN PARAGRAPH (B)(1) FAILS TO PAY THE SPECIFIED TAXES, OR IF THE PURCHASING GROUP DOES NOT USE AN AGENT OR BROKER IN THIS STATE, THEN THE TAXES SHALL BE PAID BY THE PURCHASING GROUP.~~

(3) (2) IF THE PURCHASING GROUP FAILS TO PAY THE SPECIFIED TAXES THEN THE TAXES SHALL BE PAID BY EACH OF THE PURCHASING GROUP'S MEMBERS WHOSE RISKS ARE RESIDENT OR LOCATED IN THIS STATE.

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(A) Any person acting, or offering to act, as an agent or broker for a risk retention group or purchasing group, which solicits members, sells insurance coverage, purchases coverage for its members located within the State, or otherwise does business in this State shall, before commencing any such activity, obtain a license from the Commissioner.

(B) (1) EACH AGENT OR BROKER ACTING ON BEHALF OF A RISK RETENTION GROUP OR PURCHASING GROUP WHICH SOLICITS MEMBERS, SELLS INSURANCE COVERAGE, PURCHASES COVERAGE FOR ITS MEMBERS LOCATED WITHIN THIS STATE, OR OTHERWISE DOES BUSINESS IN THIS STATE, SHALL KEEP A COMPLETE AND SEPARATE RECORD OF ALL POLICIES PROCURED FROM OR ON BEHALF OF SUCH GROUP.

(2) THE RECORDS SHALL BE OPEN TO INSPECTION BY THE COMMISSIONER IN ACCORDANCE WITH § 31 OF THIS ARTICLE.

(3) THE RECORDS SHALL INCLUDE THE FOLLOWING:

(I) THE LIMITS OF LIABILITY;

(II) THE POLICY PERIOD;

(III) THE POLICY'S EFFECTIVE DATE;

(IV) THE NAME OF THE INSURER WHICH ISSUED THE POLICY;

(V) THE GROSS PREMIUM CHARGED;

(VI) THE NAME OF THE PURCHASING GROUP WHICH PURCHASED THE POLICY, IF APPLICABLE; AND

(VII) THE AMOUNT OF RETURN PREMIUMS, IF ANY.

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