

THE COMMISSIONER, concerning rehabilitation, payment of claims, continuations of coverage, or the performance of other contractual obligations of any impaired insurer.

(8) The [Association] CORPORATION shall have standing to appear before any court in this State with jurisdiction over an impaired insurer concerning which the [Association] CORPORATION is or may become obligated under this subtitle. Such standing shall extend to all matters germane to the powers and duties of the [Association] CORPORATION, including, but not limited to, proposals for reinsuring or guaranteeing the covered policies of the impaired insurer and the determination of the covered policies and contractual obligations.

(9) (a) Any person receiving benefits under this subtitle shall be deemed to have assigned [his] ALL rights under the covered policy to the [Association] CORPORATION to the extent of the benefits received because of this subtitle, whether the benefits are payments of contractual obligations or continuation of coverage. The [Association] CORPORATION may require an assignment to it of such rights by any payee, policy or contract owner, beneficiary, insured, or annuitant as a condition precedent to the receipt of any rights or benefits conferred by this subtitle upon such person. The [Association] CORPORATION shall be subrogated to these rights against the assets of any impaired insurer.

(b) The subrogation rights of the [Association] CORPORATION under this subsection shall have the same priority against the assets of the impaired insurer as that possessed by the person entitled to receive benefits under this subtitle.

(10) The contractual obligations of the impaired insurer for which the [Association] CORPORATION becomes or may become liable shall be as great as, but no greater than, the contractual obligations of the impaired insurer would have been in the absence of an impairment unless such obligations are reduced as permitted by subsection (5) OF THIS SECTION and under no circumstances shall the [Association] CORPORATION be liable for care received after the date of an insurer's impairment unless such care was in progress on said date or unless other health care coverage is not available from another insurance company or nonprofit health service plan.

(11) The [Association] CORPORATION may[, ]:

(a) Enter into such contracts as are necessary or proper to carry out the provisions and purposes of this subtitle[.];

(b) Sue or be sued, including taking any legal actions necessary or proper for recovery of any unpaid assessments under § 528[.] OF THIS SUBTITLE;