

(II) RELEASED A FALSE OR MISLEADING FINANCIAL STATEMENT TO LENDING INSTITUTIONS OR TO THE GENERAL PUBLIC;

(III) MADE A FALSE OR MISLEADING ENTRY; OR

(IV) OMITTED AN ENTRY OF MATERIAL AMOUNT IN THE BOOKS OF THE INSURER;

(14) WHETHER THE INSURER HAS GROWN SO RAPIDLY AND TO THE EXTENT THAT IT LACKS ADEQUATE FINANCIAL AND ADMINISTRATIVE CAPACITY TO MEET ITS OBLIGATIONS IN A TIMELY MANNER; OR

(15) WHETHER THE INSURER HAS EXPERIENCED OR WILL EXPERIENCE IN THE FORESEEABLE FUTURE ANY CASH FLOW OR LIQUIDITY PROBLEMS.

(B) FOR THE PURPOSES OF MAKING A DETERMINATION OF WHETHER THE FINANCIAL CONDITION OF AN INSURER WOULD CAUSE THE CONTINUED OPERATION ~~OR THE INSURER~~ OF THE INSURER TO BE HAZARDOUS TO THE POLICYHOLDERS, CREDITORS, OR THE GENERAL PUBLIC UNDER THIS SUBTITLE, THE COMMISSIONER MAY:

(1) DISREGARD ANY CREDIT OR AMOUNT RECEIVABLE RESULTING FROM TRANSACTIONS WITH A REINSURER WHICH IS INSOLVENT, IMPAIRED, OR OTHERWISE SUBJECT TO A DELINQUENCY PROCEEDING;

(2) MAKE APPROPRIATE ADJUSTMENTS TO ASSET VALUES ATTRIBUTABLE TO INVESTMENTS IN OR TRANSACTIONS WITH PARENTS, SUBSIDIARIES, OR AFFILIATES OF THE INSURER;

(3) REFUSE TO RECOGNIZE THE STATED VALUE OF ACCOUNTS RECEIVABLE IF THE ABILITY TO COLLECT THE RECEIVABLES IS HIGHLY SPECULATIVE BECAUSE OF THE AGE OF THE ACCOUNT OR THE FINANCIAL CONDITION OF THE DEBTOR; OR

(4) INCREASE THE INSURER'S LIABILITY IN AN AMOUNT EQUAL TO ANY CONTINGENT LIABILITY, PLEDGE, OR GUARANTEE NOT OTHERWISE INCLUDED IN THE STATEMENT OF LIABILITY IF THERE IS A SUBSTANTIAL RISK THAT THE INSURER WILL BE CALLED UPON TO MEET THE OBLIGATION UNDERTAKEN WITHIN THE NEXT 12-MONTH PERIOD.

131C.

(A) IF THE COMMISSIONER DETERMINES THAT THE CONTINUED OPERATION OF AN AUTHORIZED INSURER MAY BE HAZARDOUS TO THE POLICYHOLDERS, CREDITORS, OR THE GENERAL PUBLIC, THEN THE COMMISSIONER MAY ISSUE AN ORDER REQUIRING THE INSURER TO:

(1) REDUCE THE TOTAL AMOUNT OF THE INSURER'S PRESENT AND POTENTIAL LIABILITY FOR POLICY BENEFITS THROUGH THE USE OF REINSURANCE:

(2) REDUCE, SUSPEND, OR LIMIT THE VOLUME OF BUSINESS BEING ACCEPTED OR RENEWED;