

(4) HAS DEMONSTRATED A PATTERN OR PRACTICE OF FAILING TO DETECT OR DISCLOSE MATERIAL INFORMATION IN ANY AUDITED FINANCIAL REPORTS PREVIOUSLY SUBMITTED BY THAT INDIVIDUAL.

(E) (1) SUBJECT TO §§ 35 THROUGH 40 OF THIS ARTICLE, THE COMMISSIONER MAY HOLD A HEARING TO DETERMINE WHETHER A CERTIFIED PUBLIC ACCOUNTANT IS QUALIFIED.

(2) AFTER CONSIDERING THE EVIDENCE PRESENTED AT THE HEARING, THE COMMISSIONER SHALL RULE ON WHETHER THE ACCOUNTANT IS QUALIFIED FOR PURPOSES OF EXPRESSING AN OPINION ON THE FINANCIAL STATEMENTS IN THE AUDITED FINANCIAL REPORT REQUIRED UNDER § 58 OF THIS SUBTITLE.

(3) IF THE COMMISSIONER FINDS THAT THE ACCOUNTANT IS NOT QUALIFIED, THE COMMISSIONER SHALL REQUIRE THE INSURER TO REPLACE THE ACCOUNTANT WITH ANOTHER WHO IS QUALIFIED AS PROVIDED UNDER THIS SECTION.

80.

Where required in the form of annual statement required of the insurer, the reserve for outstanding losses under insurance against loss or damage from accident to or injuries suffered by an employee or other person and for which the insured is liable shall be computed as follows:

[(1) For all liability suits being defended under policies written more than:

(i) Ten (10) years prior to the date as of which the statement is made, \$1,500 for each suit.

(ii) Five (5) or more and less than ten (10) years prior to the date as of which the statement is made, \$1,000 for each suit.

(iii) Three (3) or more and less than five (5) years prior to the date as of which the statement is made, \$850 for each suit.]

[(2)](1) For all liability policies written during the three (3) years immediately preceding the date as of which the statement is made, the reserve shall be sixty percent (60%) of the earned liability premiums of each of such three (3) years less all losses and expense payment made under liability policies written in the corresponding years [; but in any event, such reserve shall for the first of such three (3) years be not less than \$750 for each outstanding liability suit on such year's policies].

[(3)](2) For all workers' compensation claims under policies written more than 3 years prior to the date as of which the statement is made, the reserve shall be the present value at 4% interest of the determined and the estimated future payments.

[(4)](3) For all workers' compensation claims under policies written in the 3 years immediately preceding the date as of which the statement is made, such reserve shall be 65% of the earned compensation premiums of each of such 3 years, less all loss and loss expense payments made in connection with such claims under policies written in