

(II) TRANSACTIONS MADE IN THE ORDINARY COURSE OF BUSINESS AND INCIDENT TO THE ESTABLISHMENT OR MAINTENANCE OF A PRIMARY OR SECONDARY MARKET.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 250A.

Throughout this section, references to a "domestic stock insurer" are substituted for former references to "such insurer" and "the insurer" to clarify that this section applies to domestic stock insurers.

As to the substitution in subsections (a)(5) and (c)(1)(i) of this section of the reference "regulations" for the former reference to "rules and regulations", see the General Revisor's Note to this article.

As to subsection (b)(2)(ii) of this section, the former convoluted language of Art. 48A, § 250A(7) allowed an exception if the domestic insurer "would be subject to ... this section" but had fewer than 100 holders of record in the previous year. The former provision has been rephrased for clarity in subsection (b)(2)(ii) of this section.

In subsection (d)(1) and (2) of this section, the former references to filing in "the office of" the Commissioner are deleted as surplusage.

In subsection (d)(1) of this section, the former reference to initial filings of information with the Commissioner "on or before the first day of July, nineteen hundred sixty-five" is deleted as obsolete.

In subsection (e)(3)(i) of this section, the former phrase "at law or in equity" is deleted as surplusage.

Defined terms: "Commissioner" § 1-101

"Domestic insurer" § 1-101

"Insurer" § 1-101

"Person" § 1-101

"Stock insurer" § 1-101

3-120. CONVERSION OF STOCK INSURER TO MUTUAL INSURER.

(A) SCOPE OF SECTION.

THIS SECTION DOES NOT APPLY TO MUTUALIZATION UNDER A COURT ORDER IN CONNECTION WITH THE REHABILITATION OR REORGANIZATION OF AN INSURER UNDER TITLE 9, SUBTITLE 2 OF THIS ARTICLE.

(B) AUTHORIZED.

A DOMESTIC STOCK INSURER, OTHER THAN A TITLE INSURER, MAY BECOME A MUTUAL INSURER UNDER A PLAN AND PROCEDURE THAT IS APPROVED BY THE COMMISSIONER AFTER A HEARING.

(C) STANDARDS FOR APPROVAL.