

“recover[ing] ... and reduc[ing] the same to possession” for consistency with subsection (c) of this section.

In subsection (c) of this section, the former references to “recording” and “recorded” are deleted as surplusage in light of the references to “filing” and “filed”.

In subsection (d)(3) of this section, the reference to the “Commissioner” is substituted for the former reference to the “domiciliary receiver” for consistency within subsection (d) of this section.

As to the effect of this section as part of the Uniform Insurers Liquidation Act, see § 9-202 of this subtitle.

Defined terms: “Alien insurer” § 1-101

“Commissioner” § 1-101

“Delinquency proceeding” § 9-201

“Domestic insurer” § 1-101

“Receiver” § 9-201

“Reciprocal state” § 9-201

“State” § 9-201

9-219. ADMINISTRATION OF ASSETS OF INSURERS NOT DOMICILED IN STATE.

(A) IN GENERAL.

(1) WHENEVER UNDER THIS SUBTITLE AN ANCILLARY RECEIVER IS TO BE APPOINTED IN A DELINQUENCY PROCEEDING FOR AN INSURER NOT DOMICILED IN THE STATE, THE COURT SHALL APPOINT THE COMMISSIONER AS ANCILLARY RECEIVER.

(2) THE COMMISSIONER SHALL FILE A PETITION REQUESTING APPOINTMENT AS ANCILLARY RECEIVER UNDER § 9-211(E) OF THIS SUBTITLE IF:

(I) THE COMMISSIONER FINDS THAT THERE ARE SUFFICIENT ASSETS OF THE INSURER LOCATED IN THE STATE TO JUSTIFY THE APPOINTMENT OF AN ANCILLARY RECEIVER; OR

(II) TEN OR MORE PERSONS RESIDENT IN THE STATE WITH CLAIMS AGAINST THE INSURER FILE A PETITION WITH THE COMMISSIONER REQUESTING THE APPOINTMENT OF AN ANCILLARY RECEIVER.

(B) RIGHTS AND POWERS OF DOMICILIARY RECEIVER.

FOR THE PURPOSE OF LIQUIDATING AN INSURER DOMICILED IN A RECIPROCAL STATE, THE DOMICILIARY RECEIVER:

(1) IS VESTED BY OPERATION OF LAW WITH TITLE TO ALL OF THE PROPERTY, CONTRACTS, AND RIGHTS OF ACTION, AND ALL OF THE BOOKS AND RECORDS OF THE INSURER LOCATED IN THIS STATE;