

In subsection (a) of this section, the defined term "delinquency proceeding" is substituted for the former reference "any action or proceeding under this subtitle" for clarity and to use the defined term.

Defined terms: "Delinquency proceeding" § 9-201

"Insurer" § 1-101

"Mutual insurer" § 1-101

"Person" § 1-101

"Reciprocal insurer" § 1-101

"Stock insurer" § 1-101

"Transfer" § 9-201

9-230. COOPERATION WITH COMMISSIONER REQUIRED; PENALTIES.

(A) CONSTRUCTION OF SECTION.

THIS SECTION MAY NOT BE CONSTRUED TO ABRIDGE OTHERWISE EXISTING LEGAL RIGHTS, INCLUDING THE RIGHT TO RESIST A PETITION FOR LIQUIDATION, OTHER DELINQUENCY PROCEEDINGS, OR OTHER ORDERS.

(B) COOPERATION WITH COMMISSIONER REQUIRED.

IN A DELINQUENCY PROCEEDING OR IN AN INVESTIGATION PRELIMINARY TO THE DELINQUENCY PROCEEDING, AN OFFICER, MANAGER, DIRECTOR, TRUSTEE, OWNER, EMPLOYEE, OR AGENT OF AN INSURER, ANOTHER PERSON WITH AUTHORITY OVER ANY PART OF THE AFFAIRS OF THE INSURER, OR A PERSON THAT EXERCISES CONTROL DIRECTLY OR INDIRECTLY OVER AN ACTIVITY OF THE INSURER THROUGH A HOLDING COMPANY OR OTHER AFFILIATE OF THE INSURER SHALL:

(1) REPLY PROMPTLY IN WRITING TO AN INQUIRY FROM THE COMMISSIONER IN WHICH THE COMMISSIONER REQUESTS A WRITTEN REPLY;

(2) MAKE AVAILABLE TO THE COMMISSIONER ANY ACCOUNTS, BOOKS, DOCUMENTS, INFORMATION, RECORDS, OR PROPERTY OF OR RELATING TO THE INSURER THAT IS IN THE CONTROL, CUSTODY, OR POSSESSION OF THE PERSON; AND

(3) OTHERWISE COOPERATE WITH THE COMMISSIONER.

(C) OBSTRUCTION OR INTERFERENCE WITH COMMISSIONER PROHIBITED.

A PERSON MAY NOT OBSTRUCT OR INTERFERE WITH THE COMMISSIONER IN THE CONDUCT OF A DELINQUENCY PROCEEDING OR IN AN INVESTIGATION PRELIMINARY OR INCIDENTAL TO THE DELINQUENCY PROCEEDING.

(D) PROHIBITED ACTS.

AN OFFICER, MANAGER, DIRECTOR, TRUSTEE, OWNER, EMPLOYEE, OR AGENT OF AN INSURER, ANOTHER PERSON WITH AUTHORITY OVER ANY PART OF THE AFFAIRS OF THE INSURER, OR A PERSON THAT EXERCISES CONTROL DIRECTLY OR INDIRECTLY OVER AN ACTIVITY OF THE INSURER THROUGH A HOLDING COMPANY OR OTHER AFFILIATE OF THE INSURER MAY NOT FAIL TO COOPERATE WITH THE COMMISSIONER, UNDER SUBSECTION (A) OF THIS SECTION, OBSTRUCT OR