

(2) ASSESS EACH SELF-INSURANCE GROUP AN ANNUAL AMOUNT OF NOT MORE THAN \$500 TO BE USED FOR THE ACTUARIAL STUDIES AND AUDITS; AND

(3) REQUIRE AN ANNUAL REPORT THAT MAY INCLUDE PAYROLL AUDIT REPORTS, SUMMARY LOSS REPORTS, AND QUARTERLY FINANCIAL STATEMENTS.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 48A, § 609(f).

Defined terms: "Commissioner" § 1-101

"Self-insurance group" § 25-301

25-308. PENALTIES FOR VIOLATIONS.

(A) MONETARY PENALTIES.

(1) AFTER NOTICE AND OPPORTUNITY FOR A HEARING, THE COMMISSIONER MAY IMPOSE A MONETARY PENALTY ON A PERSON OR SELF-INSURANCE GROUP THAT THE COMMISSIONER FINDS TO BE IN VIOLATION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER THIS SUBTITLE.

(2) A MONETARY PENALTY IMPOSED UNDER THIS SUBSECTION MAY NOT EXCEED \$1,000 FOR EACH VIOLATION OR \$10,000 IN THE AGGREGATE.

(3) A PERSON OR SELF-INSURANCE GROUP THAT IS ASSESSED A MONETARY PENALTY UNDER THIS SUBSECTION SHALL PAY THE PENALTY TO THE COMMISSIONER FOR THE USE OF THE STATE.

(B) CEASE AND DESIST ORDERS.

(1) AFTER WRITTEN NOTICE AND OPPORTUNITY FOR A HEARING, THE COMMISSIONER MAY ISSUE AN ORDER THAT REQUIRES A PERSON OR SELF-INSURANCE GROUP TO CEASE AND DESIST FROM ENGAGING IN AN ACT OR PRACTICE THAT THE COMMISSIONER FINDS TO BE IN VIOLATION OF THIS SUBTITLE OR A REGULATION ADOPTED UNDER THIS SUBTITLE.

(2) IF THE COMMISSIONER FINDS, AFTER NOTICE AND OPPORTUNITY FOR A HEARING, THAT A PERSON OR SELF-INSURANCE GROUP HAS VIOLATED AN ORDER ISSUED UNDER THIS SUBSECTION, THE COMMISSIONER MAY:

(I) IMPOSE A MONETARY PENALTY OF NOT MORE THAN \$10,000 FOR EACH VIOLATION OF THE ORDER OR \$100,000 IN THE AGGREGATE; AND

(II) SUSPEND OR REVOKE THE AUTHORITY OF THE SELF-INSURANCE GROUP TO OPERATE.

(C) SUSPENSION OR REVOCATION OF AUTHORITY.

(1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SUBTITLE, AFTER NOTICE AND OPPORTUNITY FOR A HEARING, THE COMMISSIONER MAY SUSPEND OR REVOKE THE AUTHORITY OF A SELF-INSURANCE GROUP TO OPERATE IF THE COMMISSIONER DETERMINES THAT THE SELF-INSURANCE GROUP: