

28-107.

(A) IN ADDITION TO ANY OTHER PENALTY AUTHORIZED BY THIS TITLE, ANY INSURER OR PERSON THAT VIOLATES THIS TITLE IS SUBJECT TO A CIVIL PENALTY OF UP TO \$100,000 FOR EACH DAY THE VIOLATION CONTINUES.

(B) IF THE COMMISSIONER FINDS THAT A VIOLATION OF THIS TITLE IS WILLFUL, THE INSURER SHALL BE FINED AN AMOUNT THAT THE COMMISSIONER CONSIDERS APPROPRIATE BASED ON THE DEGREE OF WILLFUL MISCONDUCT AND THE NATURE OF THE VIOLATION.

28-108.

AN INSURER MAY NOT BE CONSIDERED TO BE IN VIOLATION OF ANY PROVISION OF TITLE 27 OF THIS ARTICLE FOR COMPLYING WITH THIS TITLE.

28-109.

~~(A) (1) AN INSURER THAT, UNDER THE LAWS OF ANOTHER JURISDICTION, IS REQUIRED, OR WHOSE HOLDING COMPANY IS REQUIRED, TO REPORT, CERTIFY, OR OTHERWISE DISCLOSE INFORMATION SUBSTANTIALLY EQUIVALENT TO THAT REQUIRED BY § 28-105 OF THIS TITLE MAY SATISFY THE REQUIREMENTS OF § 28-105 OF THIS TITLE BY FILING WITH THE COMMISSIONER WITHIN THE APPLICABLE PERIODS REQUIRED UNDER THIS SECTION, COPIES OF THE MATERIAL FILED WITH THE OTHER JURISDICTION.~~

~~(2) THE DETERMINATION AS TO WHETHER THE REQUIREMENTS OF A GIVEN JURISDICTION ARE SUBSTANTIALLY EQUIVALENT TO THOSE OF § 28-105 OF THIS TITLE SHALL BE MADE BY THE COMMISSIONER.~~

~~(3) THE COMMISSIONER MAY REQUIRE THAT ANY FILING BE SUPPLEMENTED BY A SCHEDULE OR INDEX REFERRING TO THE SPECIFIC REQUIREMENTS OF § 28-105 OF THIS TITLE OR REGULATIONS ADOPTED UNDER § 28-105 OF THIS TITLE.~~

~~(B) THE COMMISSIONER MAY SUSPEND THE APPLICATION OF § 28-105 OF THIS TITLE TO ANY INSURER ON A FINDING THAT:~~

~~(1) THE INSURER, A SUBSIDIARY OF THE INSURER, OR ANY MEMBER OF THE HOLDING COMPANY SYSTEM THAT INCLUDES THE INSURER HAS:~~

~~(I) SUBJECTED ITSELF IN GOOD FAITH TO THE AUTHORITY OF THE INTERNATIONAL COMMISSION REFERENCED IN A MEMORANDUM OF INTENT, DATED APRIL 8, 1998, EXECUTED BY UNITED STATES INSURANCE REGULATORS, WORLDWIDE JEWISH ORGANIZATIONS, AND INSURERS, OR ANY SUCCESSOR ENTITY; AND~~

~~(II) MEANINGFULLY PARTICIPATED IN THE COMMISSION OR SUCCESSOR ENTITY IN MANNER REASONABLY CALCULATED TO EFFECT THE PROMPT INVESTIGATION AND RESOLUTION OF CLAIMS OF HOLOCAUST VICTIMS; AND~~