

(7) REFUSES TO BE EXAMINED OR TO PRODUCE RECORDS OR FILES FOR EXAMINATION BY THE COMMISSIONER WHEN REQUIRED;

(8) REFUSES TO PROVIDE ADDITIONAL INFORMATION REASONABLY REQUESTED BY THE COMMISSIONER; OR

(9) OTHERWISE DEMONSTRATES UNWORTHINESS, BAD FAITH, DISHONESTY, OR ANY OTHER QUALITY THAT INDICATES THAT THE BUSINESS OF THE CREDIT UNION SHARE GUARANTY CORPORATION HAS NOT BEEN OR WILL NOT BE CONDUCTED HONESTLY, FAIRLY, AND EQUITABLY.

(B) IN DETERMINING WHETHER THE CERTIFICATE OF AUTHORITY OF A CREDIT UNION SHARE GUARANTY CORPORATION SHOULD BE SUSPENDED OR REVOKED FOR A CONVICTION LISTED IN SUBSECTION (A)(2) OF THIS SECTION, THE COMMISSIONER SHALL CONSIDER:

(1) THE NATURE OF THE CRIME;

(2) THE RELATIONSHIP OF THE CRIME TO THE ACTIVITIES AUTHORIZED BY THE CERTIFICATE OF AUTHORITY;

(3) THE RELEVANCE OF THE CONVICTION TO THE FITNESS AND QUALIFICATION OF THE CREDIT UNION SHARE GUARANTY CORPORATION TO ENGAGE IN THE CREDIT UNION SHARE GUARANTY BUSINESS;

(4) THE LENGTH OF TIME SINCE THE CONVICTION; AND

(5) THE BEHAVIOR AND ACTIVITIES OF THE CREDIT UNION SHARE GUARANTY CORPORATION SINCE THE CONVICTION.

(C) (1) THE COMMISSIONER MAY ENFORCE THE PROVISIONS OF THIS SUBTITLE AND ANY RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE BY:

(I) ISSUING AN ORDER TO THE CREDIT UNION SHARE GUARANTY CORPORATION OR ENTERING INTO AN AGREEMENT UNDER WHICH THE CREDIT UNION SHARE GUARANTY CORPORATION AGREES:

1. TO CEASE AND DESIST FROM THE VIOLATION AND ANY FURTHER SIMILAR VIOLATIONS; AND

2. TO TAKE AFFIRMATIVE ACTION TO CORRECT THE VIOLATION, INCLUDING THE RESTITUTION OF MONEY OR PROPERTY TO ANY PERSON AGGRIEVED BY THE VIOLATION; AND

(II) IMPOSING A CIVIL PENALTY NOT EXCEEDING \$1,000 FOR EACH VIOLATION.

(2) IF A VIOLATOR FAILS TO COMPLY WITH AN ORDER OR AGREEMENT UNDER THIS SUBSECTION, THE COMMISSIONER MAY IMPOSE A CIVIL PENALTY NOT EXCEEDING \$1,000 FOR EACH VIOLATION FROM WHICH THE VIOLATOR FAILED TO CEASE AND DESIST OR FOR WHICH THE VIOLATOR FAILED TO TAKE AFFIRMATIVE CORRECTIVE ACTION.