

(iii) the Commissioner is satisfied that the agency will preserve the confidential nature of the information.

(3) Notwithstanding the provisions of this subsection, adopted reports of examinations are considered public documents and may be disclosed to the public.

(h) The Commissioner may not disclose any information obtained from another state if the information is:

(1) related to an examination made by the other state on an insurer domiciled in that state; and

(2) of a nature that would be considered confidential under paragraph (1) of this subsection if the examination had been made by this State under § 2-205 or § 2-206 of this subtitle or § 23-103, § 15-10B-19, or § 15-10B-20 of this article.]

(G) (1) THIS SUBSECTION APPLIES ONLY TO A DOCUMENT, MATERIAL, OR INFORMATION OTHER THAN AN ADOPTED EXAMINATION REPORT THAT:

(I) IS IN THE CONTROL OR POSSESSION OF THE COMMISSIONER; AND

(II) IS OBTAINED OR GENERATED DURING AN ANALYSIS OR EXAMINATION CONDUCTED UNDER § 2-205 OR § 2-206 OF THIS SUBTITLE OR § 23-103, § 15-10B-19, OR § 15-10B-20 OF THIS ARTICLE.

(2) A DOCUMENT, MATERIAL, OR INFORMATION THAT IS SUBJECT TO THIS SUBSECTION:

(I) IS CONFIDENTIAL AND PRIVILEGED;

(II) IS NOT SUBJECT TO TITLE 10, SUBTITLE 6 OF THE STATE GOVERNMENT ARTICLE;

(III) IS NOT SUBJECT TO SUBPOENA; AND

(IV) IS NOT SUBJECT TO DISCOVERY OR ADMISSIBLE IN EVIDENCE IN ANY PRIVATE CIVIL ACTION.

(3) NOTWITHSTANDING PARAGRAPH (2) OF THIS SUBSECTION, THE COMMISSIONER MAY USE ANY DOCUMENT, MATERIAL, OR INFORMATION