

304.17A-844 Prohibited activities -- Penalties.

- (1) After a hearing or upon agreement by the self-insured employer-organized association group, the commissioner may suspend or revoke the certificate of filing of a self-insured employer-organized association group, impose a civil penalty of up to five thousand dollars (\$5,000) per violation on a self-insured employer-organized association group, or both, for:
 - (a) Violations of KRS 304.17A-800 to 304.17A-844 or administrative regulations promulgated thereunder;
 - (b) Obtaining a certificate of filing by unfair or deceptive means;
 - (c) Operating in a financially hazardous manner;
 - (d) Misappropriation, conversion, illegal withholding, or refusal to pay over upon proper demand any moneys that belong to a member, an employee of a member, or a person otherwise entitled thereto by the group or its administrator; or
 - (e) Unfair or deceptive business practices.
- (2) The commissioner, in his or her discretion and without advance notice or a hearing thereon, may suspend or revoke the certificate of filing of any self-insured employer-organized association group upon the commencement of the following proceedings:
 - (a) Receivership;
 - (b) Conservatorship;
 - (c) Rehabilitation; or
 - (d) Other delinquency proceedings.

Effective: July 15, 2010

History: Amended 2010 Ky. Acts ch. 24, sec. 1271, effective July 15, 2010. -- Created 2003 Ky. Acts ch. 78, sec. 23, effective June 24, 2003.