

(e) No assessment shall be levied against any member or subscriber with respect to any nonassessable policy issued in accordance with this article.

164. Assessment Prima Facie Correct—Notice—Payment—Proceedings to Collect.

(a) Any assessment of a subscriber or member of an insurer made by the Commissioner pursuant to the order of court fixing the aggregate amount of the assessment against all members or subscribers and approving the classification and formula made by the Commissioner under section 163 shall be prima facie correct.

(b) Each member or subscriber shall be notified of the amount of assessment to be paid by him by written notice mailed to the address of the member or subscriber last of record with the insurer. Failure of the member or subscriber to receive the notice so mailed, within the time specified therein for the payment of the assessment or at all, shall be no defense in any proceeding to collect the assessment.

(c) If any such member or subscriber fails to pay the assessment within the period specified in the notice, which period shall not be less than twenty (20) days after mailing, the Commissioner may obtain an order in the delinquency proceedings requiring the member or subscriber to show cause at a time and place fixed by the court why judgment should not be entered against such member or subscriber for the amount of the assessment together with all costs, and a copy of the order and a copy of the petition therefor shall be served upon the member or subscriber within the time and in the manner designated in the order.

(d) If the subscriber or member after due service of a copy of the order and petition referred to in (c) above is made upon him:

(1) Fails to appear at the time and place specified in the order, judgment shall be entered against him as prayed for in the petition; or

(2) Appears in the manner and form required by law in response to the order, the court shall hear and determine the matter and enter a judgment in accordance with its decision.

(e) The Commissioner may collect any such assessment through any other lawful means.

11. AGENTS, BROKERS AND SOLICITORS AND BROKERS

165. Scope of Subtitle.

This subtitle shall apply to insurance agents, ~~brokers, and solicitors,~~ AND BROKERS, to any and all kinds of insurance and annuities, and to all types of insurers, except as to the following:

(1) ~~reinsurance.~~ REINSURANCE.

(2) The applicability of this subtitle as to fraternal benefit societies shall be as provided in subtitle 19.

(3) The applicability of this subtitle as to nonprofit health service plans shall be as provided in subtitle 20.