

(III) MISREPRESENTS OR FAILS TO DISCLOSE A MATERIAL FACT TO A PERSON ENTITLED TO THAT INFORMATION;

(4) VIOLATES ANY PROVISION OF THIS SUBTITLE, ANY RULE OR REGULATION ADOPTED UNDER THIS SUBTITLE, OR ANY OTHER LAW REGULATING CREDIT UNION SHARE GUARANTY BUSINESS IN THE STATE, OR FAILS TO COMPLY WITH AN ORDER OF THE COMMISSIONER;

(5) IS FOUND BY THE COMMISSIONER TO BE IN UNSOUND CONDITION OR IN A CONDITION THAT RENDERS FURTHER TRANSACTION OF CREDIT UNION SHARE GUARANTY BUSINESS HAZARDOUS TO PARTICIPATING CREDIT UNIONS, THE MEMBERS OF THE PARTICIPATING CREDIT UNIONS, OR THE PUBLIC;

(6) REFUSES OR DELAYS PAYMENT OF AMOUNTS DUE CLAIMANTS WITHOUT JUST CAUSE;

(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: