

31A-37-305 Contributions to guaranty or insolvency fund prohibited.

- (1) A captive insurance company, including a captive insurance company organized as a reciprocal insurer under this chapter, may not join or contribute financially to any of the following in this state:
- (a) a plan;
 - (b) a pool;
 - (c) an association;
 - (d) a guaranty fund; or
 - (e) an insolvency fund.
- (2) A captive insurance company, the insured of a captive insurance company, the parent of a captive insurance company, an affiliate of a captive insurance company, a member organization of an association captive insurance company, or in the case of a captive insurance company organized as a reciprocal insurer, a subscriber of the captive insurance company, may not receive a benefit from:
- (a) a plan;
 - (b) a pool;
 - (c) an association;
 - (d) a guaranty fund for claims arising out of the operations of the captive insurance company; or
 - (e) an insolvency fund for claims arising out of the operations of the captive insurance company.

Enacted by Chapter 251, 2003 General Session