

**191—113.5(521J) Risk limitation.**

**113.5(1)** The commissioner may limit the net amount of risk a captive company retains for a single risk after considering the impact of the retention on the captive company's capital and surplus.

**113.5(2)** The commissioner may also prescribe and demand additional capital and surplus of any captive company if the commissioner determines that the captive company is not adequately capitalized for the type, volume and nature of the risk that is being covered by the captive company.

[ARC 7869C, IAB 4/17/24, effective 5/22/24]