

the amount paid by the insurers.

(e) The funds collected subsequent to January 1, 1973, pursuant to subsections (b) and (c) hereof and income accruing therefrom shall be accounted for separately from funds collected from premiums on policies issued by the Fund and income accruing therefrom. [Funds so collected pursuant to subsections (b) and (c), and income accruing therefrom, shall be available solely for payment of claims arising under § 243H and administrative costs fairly apportioned thereto; and funds collected from premiums and income accruing therefrom shall be available solely for payment of claims arising under policies issued by the Fund and for administrative expenses fairly apportioned to the issuance of such policies and the processing and payment of claims thereunder.] [[Upon recommendation of the executive director, the board of trustees, with the approval of the board of public works, may permit the temporary use of funds collected pursuant to subsection (b) and not needed for the payment of claims arising under § 243H or administrative costs fairly apportioned thereto, for other purposes]]; provided, however, that any such funds so transferred shall be repaid within one year, and the board shall promptly seek an adjustment in premium schedules or make such other financial adjustments as will enable it to repay the funds within one year X[.]] ]]

(C) ON OR BEFORE OCTOBER 15 OF EACH YEAR, THE BOARD OF TRUSTEES SHALL DETERMINE THE PROBABLE AMOUNT OF MONEY THAT, IN ITS JUDGMENT, WILL BE NEEDED FOR THE FUND TO CARRY OUT ITS FUNCTIONS AND MEET ITS OBLIGATIONS IN THE NEXT ENSUING CALENDAR YEAR. IF, IN THE BOARD'S JUDGMENT, THE EXPECTED AMOUNT OF MONEY THAT WILL BE AVAILABLE TO THE FUND DURING THAT NEXT YEAR FROM PREMIUMS AND INVESTMENTS WILL BE INSUFFICIENT FOR THOSE PURPOSES, IT SHALL DETERMINE THE AMOUNT OF ESTIMATED INSUFFICIENCY AND CERTIFY THAT AMOUNT TO THE INSURANCE COMMISSIONER AND THE INDUSTRY AUTOMOBILE INSURANCE ASSOCIATION. THE ASSOCIATION SHALL ASSESS AND COLLECT FROM ITS MEMBER COMPANIES THE AMOUNT OF THE CERTIFIED ESTIMATED INSUFFICIENCY, IN ACCORDANCE WITH §243M, AND SHALL PAY THE AMOUNT OF THE INSUFFICIENCY TO THE FUND ON OR BEFORE DECEMBER 31 NEXT FOLLOWING THE DATE OF CERTIFICATION.

(E) PAYMENTS MADE BY THE MEMBER COMPANIES OF THE ASSOCIATION ON ACCOUNT OF ASSESSMENTS MADE BY THE INDUSTRY AUTOMOBILE INSURANCE ASSOCIATION MAY NOT BE DEDUCTED FROM ANY OTHER ASSESSMENT OR TAX REQUIRED BY LAW EXCEPT A RETALIATORY TAX. MONEY, PROPERTY, AND FUNDS AVAILABLE TO THE FUND MAY BE USED FOR THE GENERAL PURPOSES OF THE FUND. HOWEVER,

(1) FUNDS COLLECTED FROM PREMIUMS AND INCOME ACCRUING FROM THOSE FUNDS MAY BE USED ONLY FOR THE PAYMENT OF CLAIMS ARISING UNDER POLICIES ISSUED BY THE FUND AND FOR THE ADMINISTRATIVE EXPENSES OF THE FUND; AND