(2)    "Fund" means the Maryland Health Care Commission Fund.

(3)    "Health benefit plan" has the meaning stated in § 15–201 of the Insurance Article.

(4)    "Health care practitioner" means any individual who is licensed, certified, or otherwise authorized under the Health Occupations Article to provide health care services.

(5)    "Nursing home" means a related institution that is classified as a nursing home.

(6)    "Payor" means:

(i)    A health insurer or nonprofit health service plan that holds a certificate of authority and provides health insurance policies or contracts in the State in accordance with this article or the Insurance Article; or

(ii)    A health maintenance organization that holds a certificate of authority in the State.

(b)    Subject to the provisions of subsection (d) of this section, the Commission shall assess a fee on:

(1)    All hospitals;

(2)    All nursing homes;

(3)    All payors; and

(4)    All health care practitioners.

(c)    (1)    [(i)    For each of fiscal years 2005 and 2006, the total fees assessed by the Commission may not exceed $11,200,000.

(ii)    For fiscal year 2007 and each fiscal year thereafter, the] THE total fees assessed by the Commission may not exceed [$10,000,000] $12,000,000.

(2)    The fees assessed by the Commission shall be used exclusively to cover the actual documented direct costs of fulfilling the statutory and regulatory duties of the Commission in accordance with the provisions of this subtitle. [For each of fiscal years 2005 and 2006, the] FOR FISCAL YEAR 2007, THE costs of the Commission include the administrative costs incurred by the Department on behalf of the Commission. The amount to be paid by the Commission to the Department for administrative costs [will be calculated in the same manner as indirect costs for federal grants], NOT TO EXCEED 18% OF THE SALARIES OF THE COMMISSION, SHALL BE BASED ON INDIRECT COSTS OR SERVICES BENEFITING THE COMMISSION, less overhead costs paid directly by the Commission.

(3)    The Commission shall pay all funds collected from the fees assessed in accordance with this section into the Fund.

(4)    The fees assessed may be expended only for purposes authorized by the provisions of this subtitle.