

(c) The purposes of the Fund are to:

(1) retain health care providers in the State by allowing medical professional liability insurers to charge medical professional liability insurance rates that are less than the rates approved under § 11-201 of this article;

(2) increase the fee-for-service rates paid by the Maryland Medical Assistance Program to physicians identified under subsection (q) of this section;

(3) increase capitation payments made to managed care organizations that participate in the Maryland Medical Assistance Program to pay network physicians identified under subsection (q) of this section at least 100% of the fee schedule used in fee-for-service rates paid by the Maryland Medical Assistance Program; and

(4) subsidize the costs incurred by the Commissioner to administer the Fund.

(d) The Commissioner shall administer the Fund.

(e) The Fund is a special nonlapsing fund that is not subject to § 7-302 of the State Finance and Procurement Article.

(f) The State Treasurer shall hold the Fund separately and the Comptroller shall account for the Fund.

(g) The State Treasurer shall invest the money of the Fund in the same manner as other State money may be invested.

(h) The debts and obligations of the Fund are not debts and obligations of the State or a pledge of the full faith and credit of the State.

(i) Notwithstanding § 2-114 of this article:

(1) the Commissioner shall deposit the revenue from the tax imposed on health maintenance organizations and managed care organizations under § 6-102 of this article in the Fund;

(2) subject to items (3) and (4) of this subsection, the Fund shall consist of:

(i) the revenue from the tax imposed on managed care organizations and health maintenance organizations under § 6-102 of this article;

(ii) interest or other income earned on the moneys in the Fund; and

(iii) any other money from any other source accepted for the benefit of the Fund;

(3) the Commissioner shall distribute from the Fund an amount, not to exceed 0.5% of the total revenue collected in each year, sufficient to cover the costs of administering the Fund; and