(H)   "STABILIZED RATE" MEANS THE APPROVED RATE BY CLASSIFICATION, GEOGRAPHIC TERRITORY, AND THE POLICYHOLDER'S CLAIMS MADE YEAR USING THE RATE TABLES IN EFFECT 1 YEAR PRIOR TO THE EFFECTIVE DATE OF THE POLICY, MULTIPLIED BY THE INCREASED RATE FACTOR.

(G)   "SUBSIDY FACTOR" MEANS, FOR MEDICAL PROFESSIONAL LIABILITY INSURANCE POLICIES SUBJECT TO RATES THAT WERE APPROVED FOR AN INITIAL EFFECTIVE DATE ON OR AFTER JANUARY 1, 2006, A PERCENTAGE OF THE POLICYHOLDER'S PREMIUM FOR THE PRIOR YEAR THAT EQUALS THE QUOTIENT, MEASURED AS A PERCENTAGE OF THE BALANCE OF THE RATE STABILIZATION ACCOUNT FOR THE CURRENT CALENDAR YEAR DIVIDED BY THE AGGREGATE AMOUNT OF PREMIUMS FOR MEDICAL PROFESSIONAL LIABILITY INSURANCE THAT WOULD HAVE BEEN PAID BY HEALTH CARE PROVIDERS AT THE APPROVED RATE DURING THE PRIOR CALENDAR YEAR.

19–802.

(A)   THERE IS A MARYLAND HEALTH CARE PROVIDER RATE STABILIZATION FUND.

(B)   THE PURPOSES OF THE FUND ARE TO:

(1)   RETAIN HEALTH CARE PROVIDERS IN THE STATE BY ALLOWING MEDICAL PROFESSIONAL LIABILITY INSURERS TO CHARGE COLLECT RATES THAT ARE LESS THAN THE RATES APPROVED UNDER § 11–201 OF THIS ARTICLE;

(2)   INCREASE FEE–FOR–SERVICE RATES PAID BY THE MARYLAND MEDICAL ASSISTANCE PROGRAM TO HEALTH CARE PROVIDERS IDENTIFIED UNDER § 19–807 OF THIS SUBTITLE;

(3)   PAY MANAGED CARE ORGANIZATION HEALTH CARE PROVIDERS IDENTIFIED UNDER § 19–807 OF THIS SUBTITLE CONSISTENT WITH FEE–FOR–SERVICE HEALTH CARE PROVIDER RATES;

(4)   INCREASE CAPITATION PAYMENTS TO MANAGED CARE ORGANIZATIONS PARTICIPATING IN THE MARYLAND MEDICAL ASSISTANCE PROGRAM CONSISTENT WITH § 15–103(B)(18) OF THE HEALTH – GENERAL ARTICLE; AND

(5)   DURING THE PERIOD THAT AN ALLOCATION IS MADE TO THE RATE STABILIZATION ACCOUNT, SUBSIDIZE UP TO $150,000 $350,000 ANNUALLY TO PROVIDE FOR THE COSTS INCURRED BY THE COMMISSIONER TO ADMINISTER THE FUND.

(C)   THE FUND SHALL CONSIST OF:

(1)   THE REVENUE FROM THE TAX IMPOSED ON HEALTH MAINTENANCE ORGANIZATIONS AND MANAGED CARE ORGANIZATIONS UNDER § 6–102 OF THIS ARTICLE;

(2)   INTEREST OR OTHER INCOME EARNED ON THE MONEYS IN THE FUND; AND