

BY repealing and reenacting, without amendments,

Article - Health - General

Section 13-310.1

Annotated Code of Maryland

(1990 Replacement Volume and 1993 Supplement)

BY repealing and reenacting, with amendments,

Chapter 404 of the Acts of the General Assembly of 1992

Section 2

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

**Article - Health - General**

13-310.1.

(a) In this section, "Fund" means the Kidney Disease Fund.

(b) There is a Kidney Disease Fund.

(c) (1) Subject to the provisions of paragraphs (2) and (3) of this subsection, the Commission shall set by regulation reasonable fees to be paid by all certified kidney dialysis and transplant centers as an additional requirement for annual certification.

(2) The provisions of this section do not apply to:

(i) State-owned facilities; or

(ii) Hospital services under the jurisdiction of the Health Services Cost Review Commission.

(3) The fee set by the Commission may not exceed \$1500 per year.

(d) The Department shall collect the fee set by the Commission under subsection (c) of this section and transfer the fee into the Fund.

(e) (1) The Fund is a continuing, nonlapsing fund, not subject to § 7-302 of the State Finance and Procurement Article.

(2) (i) The Fund shall be used exclusively to offset and partially cover the actual documented direct costs of fulfilling the statutory and regulatory duties of the Commission as described in this subtitle.

(ii) The Department shall pay the indirect costs the Commission incurs in fulfilling the statutory and regulatory duties of the Commission as described in this subtitle.

(3) Any unspent portions of the Fund may not be transferred or revert to the General Fund of the State, but shall remain in the Fund to be used for the purposes specified in paragraph (2)(i) of this subsection.