

(15) (11) fees for form and rate filings under §§ XX-XXX, XX-XXX, XX-XXX, XX-XXX, XX-XXX, and XX-XXX of this article [48A §§ 242, 242A, 334, 356, 375, and 436H]\$100

(16) (12) service of legal process fee under §§ 3-318(b), 3-319(d), and 4-107 of this article\$15

(b) A court may award reimbursement of a service of process fee imposed under subsection ~~(a)(16)~~ (A)(12) of this section to a prevailing plaintiff in any proceeding against an insurer or surplus lines broker.†

2-112.1.

(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(2) (I) "INSURER" MEANS AN INSURER OR OTHER ENTITY AUTHORIZED TO ENGAGE IN BUSINESS IN THE STATE UNDER A CERTIFICATE OF AUTHORITY OR LICENSE ISSUED BY THE COMMISSIONER.

(II) "INSURER" INCLUDES:

1. A HEALTH MAINTENANCE ORGANIZATION OPERATING UNDER A CERTIFICATE OF AUTHORITY ISSUED BY THE COMMISSIONER UNDER TITLE 19, SUBTITLE 7 OF THE HEALTH - GENERAL ARTICLE;

2. A NONPROFIT HEALTH SERVICE PLAN OPERATING UNDER TITLE 14, SUBTITLE 1 OF THIS ARTICLE;

3. A DENTAL PLAN REGULATED UNDER TITLE 14, SUBTITLE 4 OF THIS ARTICLE; AND

4. A FRATERNAL BENEFIT SOCIETY REGULATED UNDER TITLE 8, SUBTITLE 4 OF THIS ARTICLE.

(3) (I) "PREMIUMS" HAS THE MEANING STATED § 1-101 OF THIS ARTICLE TO THE EXTENT IT IS ALLOCABLE TO THIS STATE.

(II) "PREMIUMS" INCLUDES ANY AMOUNTS PAID TO A HEALTH MAINTENANCE ORGANIZATION AS COMPENSATION FOR PROVIDING TO MEMBERS THE SERVICES SPECIFIED UNDER TITLE 19, SUBTITLE 7 OF THE HEALTH - GENERAL ARTICLE TO THE EXTENT IT IS ALLOCABLE TO THIS STATE.

(B) IN ADDITION TO THE FEES COLLECTED UNDER § 2-112 OF THIS SUBTITLE, THE COMMISSIONER SHALL COLLECT IN ADVANCE A FEE FROM EACH INSURER THAT IS THE PRODUCT OF THE TOTAL VALUATION FEES COLLECTED UNDER § 2-112 (1), (2), AND (13) OF THIS SUBTITLE FOR FISCAL YEAR 1997 MULTIPLIED BY THE RATE DETERMINED UNDER SUBSECTION (C) OF THIS SECTION.

(C) THE RATE SHALL EQUAL THE FRACTION OBTAINED BY DIVIDING THE GROSS DIRECT PREMIUM WRITTEN BY THE INSURER IN CALENDAR YEAR 1996 BY THE TOTAL AMOUNT OF GROSS DIRECT PREMIUMS WRITTEN IN THIS STATE BY ALL INSURERS IN CALENDAR YEAR 1996.