

accepted shall be first applied to the rent or the equivalent of rent apportioned to the date that the landlord actually recovers possession of the premises, then to court costs, including court awarded damages and legal fees and then to any loss of rent caused by the holdover. Any payment which is accepted in excess of the foregoing shall not bear interest but will be returned to the tenant in the same manner as security deposits as defined under § 8-203 of this title but shall not be subject to the penalties of that section.

(c) Unless stated otherwise in the written lease and initialed by the tenant, when a landlord consents to a holdover tenant remaining on the premises, the holdover tenant becomes a periodic week-to-week tenant if the tenant was a week-to-week tenant before the tenant's holding over, and a periodic month-to-month tenant in all other cases.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect October 1, 2001.

Approved May 18, 2001.

CHAPTER 701

(House Bill 1042)

AN ACT concerning

Maryland Health Insurance and Assistance Fund - Acquisition of Nonprofit Health Entity

FOR the purpose of ~~establishing the Maryland Health Insurance and Assistance Fund; specifying the purpose of the Fund; declaring the intent of the General Assembly; establishing a Board for the Fund; providing for the members and officers of the Board; authorizing the Governor Speaker of the House and President of the Senate to remove a Board member for certain reasons; specifying the terms of the initial members of the Board; requiring the Board to appoint an executive director; specifying the duties of the executive director; authorizing the Executive Director in consultation with the Board to set compensation for certain employees; specifying certain policies and procedures for the Board; specifying the duties of the Board; exempting the Fund and the Board from certain requirements of law; specifying the contents of a certain plan of operation; specifying certain powers and authority of the Fund; requiring the Board to submit a certain annual report to the Governor and the General Assembly; establishing certain immunity for the Board; specifying the contents of the Fund; requiring the Board to use the Fund to pay certain expenses; specifying that the Fund is subject to certain laws in a certain manner; requiring the Board to ensure that Fund enrollment does not exceed a certain financial capacity; requiring the Board to establish certain premium rates; requiring the Board to determine a certain rate risk; providing that a certain premium rate cannot exceed a certain amount; providing that certain losses will be subsidized in a certain manner; establishing certain eligibility criteria;~~