

2. THE ASSESSMENT FEE IMPOSED UNDER THIS SUBTITLE SHALL BE ADJUSTED TO MAINTAIN THE FUND AT A LEVEL THAT DOES NOT EXCEED 105% OF THE ADMINISTRATION'S APPROVED ANNUAL BUDGET.

(ii) If, in any given fiscal year, the amount of [the assessment fee] revenue collected by the Commissioner [under this subtitle] and deposited into the Fund is insufficient to cover the expenditures of the Administration because of an unforeseen emergency and expenditures are made in accordance with the budget amendment procedure provided for in § 7-209 of the State Finance and Procurement Article, an additional assessment for the expenditures may be made.

~~(d) (1) The State Treasurer is the custodian of the Fund.~~

~~(2) The State Treasurer shall deposit payments received from the Commissioner into the Fund.~~

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

~~(2) No part of the Fund may revert or be credited to:~~

~~(i) the General Fund of the State; or~~

~~(ii) a special fund of the State, unless otherwise provided by law.~~

6-107.

(D) FROM THE INSURANCE PREMIUM TAX REVENUE, THE ADMINISTRATION SHALL DISTRIBUTE EACH QUARTER THE AMOUNT NECESSARY TO ADMINISTER THE INSURANCE PREMIUM TAX LAWS IN THE PREVIOUS QUARTER TO AN ADMINISTRATIVE ACCOUNT.

~~6-202.~~

~~(a) The Commissioner shall collect the fraud prevention fee.~~

~~(b) The total amount of the fraud prevention fee collected by the Commissioner shall be deposited in the [Insurance Regulation Fund as provided in § 2-505 of this article] INSURANCE FRAUD DIVISION FUND FOR THE SOLE PURPOSE OF FUNDING THE ACTIVITIES OF THE INSURANCE FRAUD DIVISION IN THE DEPARTMENT OF STATE POLICE ESTABLISHED UNDER ARTICLE 88B, § 87 OF THE CODE.~~

~~6-203.~~

~~(a) (1) THE COMMISSIONER SHALL ESTABLISH, BY REGULATION, TIERED FRAUD PREVENTION FEES IN AN AMOUNT SUFFICIENT TO FUND THE ACTIVITIES OF THE INSURANCE FRAUD DIVISION IN THE DEPARTMENT OF STATE POLICE ESTABLISHED UNDER ARTICLE 88B, § 87 OF THE CODE.~~