

(3) disbursements to maintain the increase in health care provider reimbursements under § 19-807(b)(2) of this subtitle;

(4) disbursements to 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) disbursements from the Medical Assistance Program Account to:

(i) increase fee-for-service health care provider rates under § 19-807 of this subtitle; and

(ii) pay managed care organization health care providers consistent with fee-for-service health care provider rates under § 19-807(b)(3) of this subtitle.

(b) Disbursements from the Rate Stabilization Account to a medical professional liability insurer may not exceed the amount necessary to provide a rate reduction, credit, or refund to health care providers.

(c) (1) Portions of the Rate Stabilization Account that exceed the amount necessary to pay for health care provider subsidies shall remain in the Rate Stabilization Account to be used:

(i) to pay for health care provider subsidies in calendar years 2006 through 2008; and

(ii) after the fiscal year 2009 allocation to the Rate Stabilization Account under § 19-803(b) of this subtitle, by the Medical Assistance Program Account for the purposes specified under § 19-807(b) of this subtitle.

(2) Any disbursements from the Rate Stabilization Account to a medical professional liability insurer that is not used to provide a rate reduction, credit, or refund to a health care provider shall be returned to the State Treasurer for reversion to the Fund.

**(3) NOTWITHSTANDING PARAGRAPH (1) OF THIS SUBSECTION, AMOUNTS NECESSARY TO PAY FOR HEALTH CARE PROVIDER SUBSIDIES UNDER § 19-805(B)(3) OF THIS SUBTITLE SHALL REMAIN IN THE RATE STABILIZATION ACCOUNT.**

(d) A medical professional liability insurer shall reduce the subsidy paid to each health care provider electing to receive a subsidy if the balance of the Rate Stabilization Account is insufficient to pay health care provider subsidies.