

(II) NO PROVIDER, AFTER PAYING THE FEE, SHALL RECEIVE LESS THAN THE MEDICAL ASSISTANCE, PHARMACY ASSISTANCE, OR PRENATAL ASSISTANCE PROGRAM PAYMENT PER SERVICE OR ITEM AUTHORIZED BY DEPARTMENT REGULATIONS IMMEDIATELY PRIOR TO THE EFFECTIVE DATE OF THIS SUBTITLE.

(2) NOTHING IN THIS SUBTITLE, HOWEVER, SHOULD BE CONSTRUED AS PROHIBITING THE SECRETARY FROM ADOPTING REGULATIONS REDUCING PROGRAM PAYMENTS FOR COST CONTAINMENT PURPOSES.

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(A) THE DEPARTMENT SHALL COLLECT ALL FEES ~~IMPOSED~~ ASSESSED UNDER THIS SUBTITLE. THE FUNDS COLLECTED SHALL THEN BE TRANSFERRED TO THE STATE'S GENERAL FUND.

(B) THE SECRETARY IS AUTHORIZED TO DEDUCT THE PROVIDER FEES FROM PROVIDERS' MEDICAL ASSISTANCE ~~AND~~ PHARMACY ASSISTANCE, ~~AND PRENATAL ASSISTANCE~~ PROGRAM PAYMENTS.

(C) (1) NOTWITHSTANDING ANY OTHER PROVISION OF LAW, A PROVIDER SHALL REIMBURSE THE DEPARTMENT THE AMOUNT PROVIDED IN PARAGRAPH (2) OF THIS SUBSECTION IF THE PROVIDER:

(I) PAYS A FEE ~~IMPOSED~~ ASSESSED UNDER THIS SUBTITLE;

(II) RECEIVES A MEDICAL ASSISTANCE, PHARMACY ASSISTANCE, OR PRENATAL ASSISTANCE PROGRAM PAYMENT PER SERVICE OR ITEM IN EXCESS OF THE AMOUNT AUTHORIZED BY DEPARTMENT REGULATIONS IMMEDIATELY PRIOR TO THE EFFECTIVE DATE OF THIS SUBTITLE; AND

(III) RECEIVES A REFUND OF A FEE ~~IMPOSED~~ ASSESSED UNDER THIS SUBTITLE.

(2) A PROVIDER WHO RECEIVES AN OVERPAYMENT, AS PROVIDED IN PARAGRAPH (1) OF THIS SUBSECTION, SHALL PROMPTLY REIMBURSE THE DEPARTMENT THE AMOUNT OF ANY MEDICAL ASSISTANCE, PHARMACY ASSISTANCE, OR PRENATAL ASSISTANCE PROGRAM PAYMENT PER SERVICE OR ITEM IN EXCESS OF:

(I) THE AMOUNT AUTHORIZED BY DEPARTMENT REGULATIONS IMMEDIATELY PRIOR TO THE EFFECTIVE DATE OF THIS SUBTITLE; OR

(II) WHERE THE PROVIDER HAS RECEIVED AN INCREASE IN NET REIMBURSEMENT SUBSEQUENT TO THE EFFECTIVE DATE OF THIS SUBTITLE, THE NET REIMBURSEMENT.