

organizations meeting or exceeding targets for high performing managed care organizations.

Further provided that \$1,500,000 of this appropriation may not be expended for any program or purpose except that funds may be expended for State funded Medicaid coverage for pregnant women who are legal immigrants but with the exception of emergency care do not currently qualify for federally funded Medicaid benefits.

Prior to performing annual reviews for medical day care recipients, the Department of Health and Mental Hygiene shall develop protocols for a continuing eligibility review process that includes assessment of: (1) the recipient's medical condition; (2) the potential for medical destabilization following discharge; and (3) whether the recipient's medical or mental well being would be compromised by a discharge. In developing the annual review criteria, the department shall include a mechanism for considering a physician evaluation concerning the need for medical day care to maintain a recipient's medical stability. The department will work with medical day care provider representatives to implement an annual review process that minimizes the provider administrative burdens.

Further provided that no funds may be expended to re-determine the medical eligibility of individuals served through medical day care until the Department of Health and Mental Hygiene establishes a process for transitioning to a more appropriate setting individuals who require monitoring, supervision, or medication management that is best provided in an alternative setting. The process shall ensure that patients continue