

~~(E) (1) IF A PRIVATE REVIEW AGENT OR HEALTH MAINTENANCE ORGANIZATION RENDERS AN ADVERSE DECISION AND THE ATTENDING PHYSICIAN BELIEVES THAT THE DECISION WARRANTS AN IMMEDIATE APPEAL, THE ATTENDING PHYSICIAN SHALL HAVE THE OPPORTUNITY TO APPEAL THE ADVERSE DECISION BY TELEPHONE ON AN EXPEDITED BASIS.~~

~~(2) AN EXPEDITED APPEAL SHALL CONSIST OF AN IMMEDIATE AND TIMELY REVIEW BETWEEN THE ATTENDING PHYSICIAN AND THE PRIVATE REVIEW AGENT OR THE MEDICAL DIRECTOR OF THE HEALTH MAINTENANCE ORGANIZATION OR A PHYSICIAN AUTHORIZED TO ACT ON BEHALF OF THE HEALTH MAINTENANCE ORGANIZATION IN THE ABSENCE OF THE MEDICAL DIRECTOR.~~

~~(3) IF A DECISION REGARDING THE EXPEDITED APPEAL IS NOT RENDERED IN SUFFICIENT TIME TO ALLOW THE MOTHER AND THE NEWBORN CHILD THE BENEFITS UNDER SUBSECTION (C) OF THIS SECTION, THE PRIVATE REVIEW AGENT OR THE HEALTH MAINTENANCE ORGANIZATION MAY NOT RENDER AN ADVERSE DECISION.~~

(D) (1) THE PRIVATE REVIEW AGENT OR HEALTH MAINTENANCE ORGANIZATION MAY AUTHORIZE A SHORTER LENGTH OF STAY THAN THAT PROVIDED IN SUBSECTION (C) OF THIS SECTION IF THE MOTHER, IN CONSULTATION WITH HER ATTENDING PROVIDER, DECIDES THAT LESS TIME IS NEEDED FOR RECOVERY.

(2) FOR A MOTHER AND NEWBORN CHILD WHO HAVE A HOSPITAL STAY SHORTER IN LENGTH THAN THAT PROVIDED UNDER SUBSECTION (C) OF THIS SECTION, THE PRIVATE REVIEW AGENT OR HEALTH MAINTENANCE ORGANIZATION PERFORMING UTILIZATION REVIEW SHALL AUTHORIZE AT LEAST ONE HOME VISIT:

(I) ONE HOME VISIT SCHEDULED TO OCCUR WITHIN 24 HOURS AFTER HOSPITAL DISCHARGE; AND

(II) AN ADDITIONAL HOME VISIT AS MAY BE PRESCRIBED BY THE ATTENDING PROVIDER

(3) FOR A MOTHER AND NEWBORN CHILD WHO REMAIN IN THE HOSPITAL FOR AT LEAST THE PERIOD OF TIME PROVIDED UNDER SUBSECTION (C) OF THIS SECTION, THE PRIVATE REVIEW AGENT OR HEALTH MAINTENANCE ORGANIZATION PERFORMING UTILIZATION REVIEW SHALL AUTHORIZE A HOME VISIT AS MAY BE PRESCRIBED BY THE ATTENDING PROVIDER

(4) A HOME VISIT UNDER PARAGRAPH (2) OR (3) OF THIS SUBSECTION SHALL:

(I) BE PROVIDED IN ACCORDANCE WITH GENERALLY ACCEPTED STANDARDS OF NURSING PRACTICE FOR HOME CARE OF A MOTHER AND NEWBORN CHILD; AND

(II) BE PROVIDED BY A REGISTERED NURSE WITH AT LEAST 1 YEAR OF EXPERIENCE IN MATERNAL AND CHILD HEALTH NURSING OR IN COMMUNITY HEALTH NURSING WITH AN EMPHASIS ON MATERNAL AND CHILD HEALTH; AND