

(2) A STATE RESIDENTIAL CENTER FOR INDIVIDUALS WITH MENTAL RETARDATION IN THE DEVELOPMENTAL DISABILITIES ADMINISTRATION OF THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE.

~~(A)~~ (B) A CEMETERY OWNED BY THE STATE AND LOCATED ON THE GROUNDS OF A STATE FACILITY MAY NOT BE SOLD BY THE STATE IF THE STATE FACILITY IS DOWNSIZED, CONSOLIDATED, CLOSED, OR SOLD.

~~(B)~~ (C) A CEMETERY OWNED BY THE STATE SHALL BE MAINTAINED BY THE STATE AND MARKED WITH A MONUMENT COMMEMORATING THE INDIVIDUALS INTERRED IN THE CEMETERY.

~~(C)~~ (D) ANY EASEMENT OR RIGHT OF ENTRY TO A CEMETERY OWNED BY THE STATE AND LOCATED ON THE GROUNDS OF A STATE FACILITY THAT HAS BEEN RECORDED AMONG THE LAND RECORDS OF THE COUNTY WHERE THE CEMETERY IS LOCATED ON OR BEFORE OCTOBER 1, 2004 MAY NOT BE TRANSFERRED OR SOLD.

(E) NOTWITHSTANDING SUBSECTIONS (B) AND (D) OF THIS SECTION, A CEMETERY OR AN EASEMENT OR RIGHT OF ENTRY TO A CEMETERY OWNED BY THE STATE AND LOCATED ON THE GROUNDS OF A STATE FACILITY MAY BE SOLD BY THE STATE IF THE DEED FOR THE PROPERTY INCLUDES A RESTRICTIVE COVENANT REQUIRING THE OWNER AND ANY FUTURE OWNER TO MAINTAIN THE CEMETERY AS PROVIDED UNDER SUBSECTION (C) OF THIS SECTION.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 2004.

Approved May 11, 2004.

CHAPTER 415

(House Bill 1361)

AN ACT concerning

Health Insurance - Hearings on Appeals and Grievances

~~FOR the purpose of altering certain provisions governing the submission of a claim by a health care provider to a carrier for payment; requiring a carrier to accept the filing of an appeal from certain individuals; requiring carriers and private review agents to make certain determinations within certain time periods; requiring carriers and private review agents to provide notice of the carrier's determination under certain circumstances; requiring the Insurance Commissioner to accept the filing of a complaint from certain individuals; defining certain terms; altering certain definitions; providing for a delayed effective date; and generally relating to the claims handling and appeals and grievance processes with respect to the payment of claims by insurance carriers for health care services.~~

FOR the purpose of requiring certain health insurance carriers to have the burden of