

(H) "TRANSFER DATE" MEANS ANY DATE DETERMINED BY THE BOARD OF PUBLIC WORKS AND FILED WITH THE SECRETARY OF STATE AND THE DEPARTMENT OF LEGISLATIVE REFERENCE.

13-1C-02.

(A) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL NEGOTIATE WITH THE MEDICAL SYSTEM CORPORATION THE TRANSFER TO THE MEDICAL SYSTEM CORPORATION OF THE MONTEBELLO ASSETS AS A GRANT WITHOUT CONSIDERATION.

(B) IF THE BOARD OF DIRECTORS OF THE MEDICAL SYSTEM CORPORATION AND THE BOARD OF PUBLIC WORKS, IN THEIR DISCRETION, APPROVE THE TRANSFER, ON THE TRANSFER DATE THE BOARD OF PUBLIC WORKS, DEPARTMENT OF HEALTH AND MENTAL HYGIENE, AND ANY OTHER REQUIRED STATE DEPARTMENT, AGENCY, OR BODY SHALL TAKE ALL LEGAL ACTION NECESSARY TO TRANSFER, AS A GRANT WITHOUT CONSIDERATION, THE MONTEBELLO ASSETS TO THE MEDICAL SYSTEM CORPORATION.

(C) IF THE BOARD OF DIRECTORS OF THE MEDICAL SYSTEM CORPORATION AND THE BOARD OF PUBLIC WORKS, IN THEIR DISCRETION, DETERMINE THAT THE OWNERSHIP OF MONTEBELLO ASSETS CANNOT BE LEGALLY TRANSFERRED ON THE TRANSFER DATE, OWNERSHIP SHALL BE TRANSFERRED AS SOON AS PRACTICABLE AFTER IT IS LEGAL TO DO SO. IN ANY EVENT, PROVISIONS SHALL BE MADE, BY LEASE OR OTHER ARRANGEMENT, FOR THE MEDICAL SYSTEM CORPORATION TO HAVE CONTROL AND USE OF ALL MONTEBELLO ASSETS ON AND AFTER THE TRANSFER DATE.

(D) FOR SO LONG AS REHABILITATION OR CHRONIC CARE SERVICES ARE PROVIDED AND PAYMENT OR REIMBURSEMENT FOR UNCOMPENSATED CARE COVERS THE COST OF PROVIDING SUCH SERVICES TO THE HISTORIC MONTEBELLO SERVICE POPULATION, THE MEDICAL SYSTEM CORPORATION MAY NOT CEASE PROVIDING SUCH SERVICES TO THAT POPULATION.

(E) THE APPROVAL OF THE TRANSFER BY THE BOARD OF PUBLIC WORKS SHALL CONSTITUTE A CONCLUSIVE DETERMINATION THAT THE TRANSFER IS IN COMPLIANCE WITH THIS SUBTITLE.

(F) THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE SHALL ISSUE A SPECIAL HOSPITAL - CHRONIC LICENSE AND A SPECIAL REHABILITATION HOSPITAL LICENSE TO THE MEDICAL SYSTEM CORPORATION FOR MONTEBELLO ON THE TRANSFER DATE. EACH LICENSE SHALL BE FOR THE SAME NUMBER OF BEDS AS LICENSED TO MONTEBELLO IMMEDIATELY BEFORE THE TRANSFER DATE, LESS 102 BEDS LICENSED IN THE SPECIAL - CHRONIC LICENSING CATEGORY WHICH SHALL REMAIN LICENSED TO THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE. THE LICENSES ISSUED TO THE MEDICAL SYSTEM