

COST OF DEFENDING A CRIMINAL CLAIM RELATING TO ACTIONS ON OR AFTER THE TRANSFER DATE IN THE COURSE OF SERVICES RELATED TO MONTEBELLO, THE MEDICAL SYSTEM CORPORATION SHALL FUND THE REIMBURSEMENT.

13-1C-05.

(A) (1) THIS SECTION SHALL BE EFFECTIVE ONLY IF THE TRANSFER OR LEASE AUTHORIZED BY THIS SUBTITLE OCCURS.

(2) THIS SECTION SHALL BE VOID IF THE MEDICAL SYSTEM CORPORATION NO LONGER OPERATES MONTEBELLO.

(B) THE MEDICAL SYSTEM CORPORATION SHALL CAUSE ANNUAL AUDITED FINANCIAL STATEMENTS FOR MONTEBELLO TO BE PREPARED AND FILED WITH THE GOVERNOR AND THE JOINT BUDGET AND AUDIT COMMITTEE AS SOON AS PRACTICABLE FOLLOWING THE CLOSE OF EACH FISCAL YEAR.

(C) THE MEDICAL SYSTEM CORPORATION SHALL SUBMIT WITH THE ANNUAL AUDITED FINANCIAL STATEMENTS FOR MONTEBELLO A REPORT ON THE AMOUNT OF UNCOMPENSATED CARE PROVIDED AT MONTEBELLO FOR THE FISCAL YEAR.

(D) TO COMPENSATE THE MEDICAL SYSTEM CORPORATION FOR THE PROVISION OF UNCOMPENSATED CARE AT MONTEBELLO, IN RECOGNITION OF THE PROVISION OF UNCOMPENSATED CARE BY MONTEBELLO AND TO ASSIST WITH THE CAPITAL FINANCIAL NEEDS OF MONTEBELLO SPECIFIED AS PART OF THE TRANSFER UNDER § 13-1C-02 OF THIS SUBTITLE, THE STATE SHALL PAY THE MEDICAL SYSTEM CORPORATION:

(1) IN FISCAL YEAR 1993, UP TO BUT NOT MORE THAN \$9,129,942; AND \$6,129,942;

(2) IN FISCAL YEAR 1994, \$5,500,000;

(3) IN FISCAL YEAR 1995, \$5,000,000;

(4) IN FISCAL YEAR 1996, \$5,000,000;

(5) IN FISCAL YEAR 1997, \$5,000,000; AND

(6) IN EACH FISCAL YEAR THEREAFTER, UP TO BUT NOT MORE THAN \$9,129,942 ADJUSTED CUMULATIVELY BY THE AVERAGE INFLATION RATE USED BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE WHICH MAY NOT EXCEED 2% AN AMOUNT JOINTLY AGREED UPON BY THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AND THE MEDICAL SYSTEM CORPORATION AND CALCULATED TO ENABLE THE