

By: Representative Evans

To: Public Health and  
Welfare;  
Appropriations

## HOUSE BILL NO. 402

1 AN ACT TO ESTABLISH A PROGRAM OF ASSISTANCE PAYMENTS FOR  
2 PERSONS WHO RESIDE IN PERSONAL CARE HOMES AND WHO ARE ELIGIBLE FOR  
3 AND RECEIVING CERTAIN MEDICAID ASSISTANCE; TO AUTHORIZE THE  
4 DIVISION OF MEDICAID TO ADMINISTER THE PROGRAM OF ASSISTANCE  
5 PAYMENTS; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. As used in this act:

8 (a) "Division" means the Division of Medicaid in the  
9 Office of the Governor.

10 (b) "Applicant" means a person who applies for personal  
11 care home assistance payments under this act.

12 (c) "Recipient" means a person who resides in a  
13 personal care home, who is eligible for assistance under the  
14 Mississippi Medicaid Law as prescribed in Section 43-13-115, and  
15 who is receiving Medicaid assistance for medicine, hospital  
16 services and physician's services.

17 (d) "Personal care home" means any building or  
18 buildings, residence, private home, boarding home, home for  
19 persons eighteen (18) years of age or older, or other place,  
20 whether operated for profit or not, which undertakes through its  
21 ownership or management to provide, for a period exceeding  
22 twenty-four (24) hours, housing, food service, and one or more  
23 personal services for four (4) or more adults who are not related  
24 to the owner or operator by blood or marriage and who require  
25 those services, and which is licensed as a personal care home by  
26 the State Department of Health under Section 43-11-1 et seq.

27 SECTION 2. There is established a program of assistance

28 payments for persons who reside in personal care homes, which  
29 shall be administered by the Division of Medicaid. The amount of  
30 the assistance payments shall be in the amount of Three Dollars  
31 (\$3.00) per bed per day for each eligible recipient, subject to  
32 appropriations therefor by the Legislature.

33       SECTION 3. Recipients of the personal care home assistance  
34 payments shall be applicants who reside in personal care homes,  
35 who are certified by the division as persons eligible for Medicaid  
36 assistance, and who are receiving Medicaid assistance for  
37 medicine, hospital services and physician's services.

38       SECTION 4. The division may adopt and promulgate reasonable  
39 rules, regulations and standards, with the approval of the  
40 Governor, as may be necessary for making proper and efficient  
41 payments to all qualified recipients of personal care assistance  
42 payments under this act.

43       SECTION 5. This act shall take effect and be in force from  
44 and after July 1, 1999.