

By: Moody, Holland

To: Public Health and
Welfare

HOUSE BILL NO. 1163

1 AN ACT TO AMEND SECTION 43-13-107, Mississippi Code of 1972,
2 TO REVISE QUALIFICATIONS FOR THE EXECUTIVE DIRECTOR OF THE
3 DIVISION OF MEDICAID IN THE OFFICE OF THE GOVERNOR; AND FOR
4 RELATED PURPOSES.

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

6 SECTION 1. Section 43-13-107, Mississippi Code of 1972, is
7 amended as follows:[RDD1]

8 43-13-107. The Division of Medicaid is * * * created in the
9 Office of the Governor and established to administer this article
10 and perform such other duties as are prescribed by law.

11 The Governor shall appoint a full-time director, with the
12 advice and consent of the Senate, who shall be either (a) a
13 physician with administrative experience in a medical care or
14 health program or (b) a person holding a graduate degree in
15 medical care administration, public health, hospital
16 administration, or the equivalent, or (c) a person holding a
17 bachelors degree in business administration or hospital
18 administration, with at least ten (10) years' experience in
19 management-level administration of Medicaid programs, and who
20 shall serve at the will and pleasure of the Governor. The
21 director shall be the official secretary and legal custodian of
22 the records of the division; shall be the agent of the division
23 for the purpose of receiving all service of process, summons and
24 notices directed to the division; and shall perform such other
25 duties as the Governor shall, from time to time, prescribe. The
26 director, with the approval of the Governor and the rules and
27 regulations of the State Personnel Board, shall employ such

28 professional, administrative, stenographic, secretarial, clerical
29 and technical assistance as may be necessary to perform the duties
30 required in administering this article and fix the compensation
31 therefor, all in accordance with a state merit system meeting
32 federal requirements, except that when the salary of the director
33 is not set by law, such salary shall be set by the State Personnel
34 Board. No employees of the Division of Medicaid shall be
35 considered to be staff members of the immediate Office of the
36 Governor; however, the provisions of Section 25-9-107(xv) shall
37 apply to the director and other administrative heads of the
38 division.

39 SECTION 2. This act shall take effect and be in force from
40 and after July 1, 2000.