

By: Senator(s) Huggins

To: Public Health and Welfare

SENATE BILL NO. 2338
(As Sent to Governor)

1 AN ACT TO AMEND SECTION 41-3-1, MISSISSIPPI CODE OF 1972, TO
2 PROVIDE THAT NEW APPOINTMENTS TO THE STATE BOARD OF HEALTH SHALL
3 BE FROM THE NEWLY CONSTITUTED CONGRESSIONAL DISTRICTS AND TO
4 CLARIFY QUALIFICATIONS OF BOARD MEMBERS; AND FOR RELATED PURPOSES.

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

6 **SECTION 1.** Section 41-3-1, Mississippi Code of 1972, is
7 amended as follows:

8 41-3-1. (1) The present members of the State Board of
9 Health shall continue to serve until their terms expire. As a
10 board member's term expires, the new appointee shall be selected
11 based on the following consideration of an appointee's residence
12 so that by July 1, 2008, the board shall be reconstituted as
13 follows:

14 There is hereby created the State Board of Health which shall
15 consist of thirteen (13) members, appointed by the Governor with
16 the advice and consent of the Senate, as hereinafter set forth:

17 (a) twelve (12) of the members of the board shall be selected
18 according to the congressional districts as constituted on January
19 1, 2003, each congressional district being represented by three
20 (3) members, and (b) one (1) member of the board shall be selected
21 from the state at large. The members so appointed shall either be
22 engaged professionally in rendering health services or shall be
23 consumers of health services who have no financial interest in any
24 provider thereof. All appointees shall be persons knowledgeable
25 in at least one (1) of the matters of jurisdiction of the board.
26 Appointees who are selected because they engage professionally in
27 rendering health services shall be selected to represent a wide
28 range of interests in the area of rendering health services. Nine



29 (9) members shall be persons engaged professionally in rendering
30 health services, and of those nine (9) members (a) no more than
31 four (4) may be engaged professionally in rendering the same
32 general type of health services or possess the same type of
33 professional license and (b) no two (2) members may be associated
34 or affiliated with, or employed by, the same entity or employer.
35 It is the intent of the Legislature that the membership of the
36 board reflect the population of the State of Mississippi.

37 (2) * * * A member of the board shall serve for a term of
38 six (6) years from the expiration of the previous term and
39 thereafter until his or her successor is duly appointed. Vacancies
40 in office shall be filled by appointment of the Governor in the
41 same manner as the appointment to the position which becomes
42 vacant, subject to the advice and consent of the Senate at the
43 next regular session of the Legislature. An appointment to fill a
44 vacancy other than by expiration of a term of office shall be for
45 the balance of the unexpired term and thereafter until his or her
46 successor is duly appointed.

47 **SECTION 2.** This act shall take effect and be in force from
48 and after July 1, 2003.

