

**\*\*\*Adopted\*\*\***

**AMENDMENT No. 2 TO AMENDMENT No. 1 PROPOSED TO**

**House Bill NO. 897**

**By Senator(s) Burton, Chaney, Ross**

1           **AMEND** by inserting the following sections after line 2477 and  
2 **renumbering:**

3           **SECTION \*.** Section 43-13-115.1, Mississippi Code of 1972,  
4 which provides presumptive eligibility for certain participants in  
5 the Medicaid program, is hereby repealed.

6           **SECTION \*.** Section 41-86-15, Mississippi Code of 1972, is  
7 amended as follows:

8           41-86-15. (1) Persons eligible to receive covered benefits  
9 under Sections 41-86-5 through 41-86-17 shall be low-income  
10 children who meet the eligibility standards set forth in the plan.  
11 Any person who is eligible for benefits under the Mississippi  
12 Medicaid Law, Section 43-13-101 et seq., shall not be eligible to  
13 receive benefits under Sections 41-86-5 through 41-86-17. A  
14 person who is without insurance coverage at the time of  
15 application for the program and who meets the other eligibility  
16 criteria in the plan shall be eligible to receive covered benefits  
17 under the program, if federal approval is obtained to allow  
18 eligibility with no waiting period of being without insurance  
19 coverage. If federal approval is not obtained for the preceding  
20 provision, the Division of Medicaid shall seek federal approval to  
21 allow eligibility after the shortest waiting period of being  
22 without insurance coverage for which approval can be obtained.  
23 After federal approval is obtained to allow eligibility after a

24 certain waiting period of being without insurance coverage, a  
25 person who has been without insurance coverage for the approved  
26 waiting period and who meets the other eligibility criteria in the  
27 plan shall be eligible to receive covered benefits under the  
28 program. If the plan includes any waiting period of being without  
29 insurance coverage before eligibility, the State and School  
30 Employees Health Insurance Management Board shall adopt  
31 regulations to provide exceptions to the waiting period for  
32 families who have lost insurance coverage for good cause or  
33 through no fault of their own.

34 (2) The eligibility of children for covered benefits under  
35 the program shall be determined annually by the same agency or  
36 entity that determines eligibility under Section 43-13-115(9) and  
37 shall cover twelve (12) continuous months under the program.

38 \* \* \*

39 **FURTHER, AMEND the title by inserting the following after the**  
40 **semicolon on line 57:**

41 TO REPEAL SECTION 43-13-115.1, MISSISSIPPI CODE OF 1972, WHICH  
42 PROVIDES PRESUMPTIVE ELIGIBILITY FOR CERTAIN PARTICIPANTS IN THE  
43 MEDICAID PROGRAM; TO AMEND SECTION 41-86-15, MISSISSIPPI CODE OF  
44 1972, TO DELETE THE AUTHORITY FOR PRESUMPTIVE ELIGIBILITY FOR  
45 PARTICIPANTS IN THE CHILDRENS HEALTH INSURANCE PROGRAM (CHIP);