

*****Adopted***
AMENDMENT No. 1 PROPOSED TO**

House Bill NO. 1545

By Senator(s) Committee

**Amend by striking all after the enacting clause and inserting
in lieu thereof the following:**

7 **SECTION 1.** The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any money in the State
9 General Fund not otherwise appropriated, to the Governor's Office
10 - Division of Medicaid for the purpose of providing medical
11 assistance under the Mississippi Medicaid Law and defraying the
12 expenses of the administration of such law, as provided in Section
13 43-13-101 et seq., Mississippi Code of 1972, for the fiscal year
14 beginning July 1, 2003, and ending June 30, 2004.....
15 \$ 246,855,284.00.

16 **SECTION 2.** The following sum, or so much thereof as may be
17 necessary, is hereby appropriated out of any money in the State
18 Treasury to the credit of the Medical Care Fund created by Section
19 43-13-143, Mississippi Code of 1972, for the purpose of providing
20 medical assistance under the Mississippi Medicaid Law for the
21 fiscal year beginning July 1, 2003, and ending June 30, 2004.....
22 \$ 227,885,720.00.

23 **SECTION 3.** The following sum, or so much thereof as may be
24 necessary, is hereby appropriated out of any money in any special
25 fund in the State Treasury to the credit of the Governor's Office
26 - Division of Medicaid which is comprised of special source funds

27 collected by or otherwise available to the commission, for the
28 purpose of providing medical assistance under the Mississippi
29 Medicaid Law and defraying the expenses of the administration of
30 such law, for the fiscal year beginning July 1, 2003, and ending
31 June 30, 2004..... \$ 2,059,000,629.00.

32 Prior period recovery of funds may be maintained and expended
33 by the division when the recovery is received or finalized.

34 **SECTION 4.** The following sum, or so much thereof as may be
35 necessary, is hereby appropriated out of any money in the State
36 Treasury to the credit of the Health Care Expendable Fund, for the
37 purpose of defraying the expenses of the Governor's Office -
38 Division of Medicaid for the fiscal year beginning July 1, 2003,
39 and ending June 30, 2004..... \$ 70,000,000.00.

40 The above funds shall be allocated as follows:

41	CHIP Program at 200% level of poverty...	\$ 7,000,000.00
42	Eyeglasses for adults.....	\$ 1,700,000.00
43	Home and Community Waiver Program.....	\$ 4,795,000.00
44	Expand coverage for Poverty Level Aged and	
45	Disabled group.....	\$ 9,500,000.00
46	Disabled worker buy-in to the Medicaid	
47	program.....	\$ 1,835,000.00
48	Dental fee increase.....	\$ 2,200,000.00
49	Miscellaneous.....	\$ 300,000.00
50	Medical Services Program Matching Funds.	\$ 42,670,000.00

51 It is the intention of the Legislature that funds may be
52 shifted among the above allocated line items where needed in the
53 discretion of the Executive Director of the Division of Medicaid.

54 **SECTION 5.** Of the funds appropriated under the provisions of
55 Sections 1, 2, 3 and 4, not more than the amounts set forth below
56 shall be expended for the respective major objects or purposes of
57 expenditure:

58 MAJOR OBJECTS OF EXPENDITURE:

59 Personal Services:

60	Salaries, Wages and Fringe Benefits..	\$ 23,902,251.00
61	Travel and Subsistence.....	630,508.00

62	Contractual Services.....	80,252,347.00
63	Commodities.....	700,500.00
64	Capital Outlay:	
65	Other Than Equipment.....	0.00
66	Equipment.....	900,000.00
67	Subsidies, Loans and Grants.....	<u>2,497,356,027.00</u>
68	Total.....	\$ 2,603,741,633.00

69 FUNDING:

70	General Funds.....	\$ 246,855,284.00
71	Special Funds.....	<u>2,356,886,349.00</u>
72	Total.....	\$ 2,603,741,633.00

73 AUTHORIZED POSITIONS:

74	Permanent: Full Time.....	615
75	Part Time.....	0
76	Time-Limited: Full Time.....	1
77	Part Time.....	0

78 With the funds herein appropriated, it is the intention of
79 the Legislature that it shall be the agency's responsibility to
80 make certain that funds required to be appropriated for "Personal
81 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004
82 funds appropriated for that purpose, unless programs or positions
83 are added to the agency's Fiscal Year 2005 budget by the
84 Mississippi Legislature. Based on data provided by the
85 Legislative Budget Office, the State Personnel Board shall
86 determine and publish the projected annual cost to fully fund all
87 appropriated positions in compliance with the provisions of this
88 act. It shall be the responsibility of the agency head to insure
89 that no single personnel action increases this projected annual
90 cost and/or the Fiscal Year 2004 appropriation for "Personal
91 Services" when annualized. If, at the end of any calendar month,
92 the State Personnel Board determines that the agency has taken
93 action(s) which would cause the agency to exceed this projected
94 annual cost or the Fiscal Year 2004 "Personal Services"
95 appropriated level, when annualized, then only those actions which
96 reduce the projected annual cost and/or the appropriation

97 requirement will be processed by the State Personnel Board until
98 such time as the requirements of this provision are met.

99 Any transfers or escalations shall be made in accordance with
100 the terms, conditions and procedures established by law.

101 No general funds authorized to be expended herein shall be
102 used to replace federal funds and/or other special funds which are
103 being used for salaries authorized under the provisions of this
104 act and which are withdrawn and no longer available.

105 **SECTION 6.** None of the funds appropriated by this act shall
106 be paid to the fiscal agent of the Division of Medicaid for the
107 administration of the Medicaid program except for payments that
108 are made to the fiscal agent in accordance with the contract
109 executed between the division and the fiscal agent on or about
110 March 27, 2001; however, the Division may pay the fiscal agent up
111 to Three Million Dollars (\$3,000,000.00) General Fund dollars to
112 revise and modernize the present system to meet Health Insurance
113 Portability and Accountability Act (HIPAA) compliance.

114 **SECTION 7.** It is the intention of the Legislature that the
115 Executive Director of the Division of Medicaid may authorize
116 increases in any major objects of expenditures in total amounts
117 not to exceed twenty-five percent (25%) of the appropriated amount
118 of each major object of expenditure, provided that other major
119 objects of expenditure are decreased by a corresponding dollar
120 amount.

121 **SECTION 8.** The money herein appropriated shall be paid by
122 the State Treasurer out of any money in the State Treasury to the
123 credit of the proper fund or funds as set forth in this act, upon
124 warrants issued by the State Fiscal Officer; and the State Fiscal
125 Officer shall issue his warrants upon requisitions signed by the
126 proper person, officer or officers, in the manner provided by law.

127 **SECTION 9.** This act shall take effect and be in force from
128 and after July 1, 2003.