

By: Representative Miles

To: Medicaid

HOUSE BILL NO. 85

1 AN ACT TO PROHIBIT NURSING HOMES THAT HAVE A CERTAIN
2 PERCENTAGE OF MEDICAID PATIENTS FROM CHARGING THE PRIVATE PAY
3 PATIENTS MORE THAN THE AMOUNT THAT THE DIVISION OF MEDICAID PAYS
4 THE NURSING HOME FOR PROVIDING THE SAME SERVICE TO THE MEDICAID
5 PATIENTS; AND FOR RELATED PURPOSES.

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

7 **SECTION 1.** The following shall be codified as Section
8 43-11-20, Mississippi Code of 1972:

9 43-11-20. If two-thirds (2/3) or more of the patients in a
10 nursing facility during any month are eligible for and receiving
11 Medicaid, the nursing facility shall not charge the private pay
12 patients in the facility during that month for any service
13 provided to them, a greater amount than the amount that the
14 Division of Medicaid pays the nursing facility for providing the
15 same service to the Medicaid patients in the facility during that
16 month.

17 **SECTION 2.** This act shall take effect and be in force from
18 and after July 1, 2007.

