MISSISSIPPI LEGISLATURE REGULAR SESSION 2016
By: Senator(s) Fillingane, Watson, McDaniel To: Medicaid; Appropriations

SENATE BILL NO. 2238
(As Sent to Governor)

AN ACT TO PROHIBIT THE DIVISION OF MEDICAID FROM AUTHORIZING PAYMENT OF PART OR ALL OF THE COSTS OF CARE AND SERVICES RENDERED BY ANY ENTITY THAT PERFORMS NONTHERAPEUTIC ABORTIONS, MAINTAINS OR OPERATES A FACILITY WHERE NONTHERAPEUTIC ABORTIONS ARE PERFORMED, OR IS AFFILIATED WITH SUCH AN ENTITY; AND FOR RELATED PURPOSES.

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

SECTION 1. Notwithstanding any other provision of Section 43-13-117, the division shall not authorize payment of part or all of the costs of care and services rendered by any entity that performs nontherapeutic abortions, maintains or operates a facility where nontherapeutic abortions are performed, or is affiliated with such an entity. For purposes of this provision, "nontherapeutic abortions" means abortions that are not qualified for federal matching funds under the Medicaid program, 42 USC Section 1396 et seq., and as amended hereafter, and "affiliated with" means having a legal relationship with another entity created or governed by one or more written instruments that demonstrates common control, ownership, franchisee status or management, or that grants a license or other authority to utilize
the other entity's brand name, trademark, service mark or other
registered identification mark.

SECTION 2. This act shall take effect and be in force from
and after July 1, 2016.