

By: Senator(s) Blackwell

To: Medicaid

SENATE BILL NO. 2659

1 AN ACT TO BRING FORWARD SECTION 43-13-122, MISSISSIPPI CODE  
 2 OF 1972, WHICH AUTHORIZES THE DIVISION OF MEDICAID TO APPLY FOR  
 3 WAIVERS AND RESEARCH GRANTS WITH THE CENTER FOR MEDICARE AND  
 4 MEDICAID SERVICES OF THE UNITES STATES DEPARTMENT OF HEALTH, FOR  
 5 THE PURPOSE OF POSSIBLE AMENDMENT; TO BRING FORWARD SECTION  
 6 43-13-139, MISSISSIPPI CODE OF 1972, WHICH PROVIDES THAT NOTHING  
 7 IN THE ARTICLE SHALL BE CONSTRUED TO PREVENT THE GOVERNOR FROM  
 8 LIMITING MEDICAL ASSISTANCE TO INDIVIDUALS IN ACCORDANCE WITH  
 9 FEDERAL LAW; FOR THE PURPOSE OF POSSIBLE AMENDMENT; AND FOR  
 10 RELATED PURPOSES.

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

12 **SECTION 1.** Section 43-13-122, Mississippi Code of 1972, is  
 13 brought forward as follows:

14 43-13-122. (1) The division is authorizedu to apply to the  
 15 Center for Medicare and Medicaid Services of the United States  
 16 Department of Health and Human Services for waivers and research  
 17 and demonstration grants.

18 (2) The division is further authorized to accept and expend  
 19 any grants, donations or contributions from any public or private  
 20 organization together with any additional federal matching funds  
 21 that may accrue andu, including, but not limited to, one hundred  
 22 percent (100%) federal grant funds or funds from any governmental



23 entity or instrumentality thereof in furthering the purposes and  
24 objectives of the Mississippi Medicaid program, provided that such  
25 receipts and expenditures are reported and otherwise handled in  
26 accordance with the General Fund Stabilization Act. The  
27 Department of Finance and Administration is authorized to transfer  
28 monies to the division from special funds in the State Treasury in  
29 amounts not exceeding the amounts authorized in the appropriation  
30 to the division.

31 **SECTION 2.** Section 43-13-139, Mississippi Code of 1972, is  
32 brought forward as follows:

33 43-13-139. Nothing contained in this article shall be  
34 construed to prevent the Governor, in his discretion, from  
35 discontinuing or limiting medical assistance to any individuals  
36 who are classified or deemed to be within any optional group or  
37 optional category of recipients as prescribed under Title XIX of  
38 the federal Social Security Act or the implementing federal  
39 regulations. If the Congress or the United States Department of  
40 Health and Human Services ceases to provide federal matching funds  
41 for any group or category of recipients or any type of care and  
42 services, the division shall cease state funding for such group or  
43 category or such type of care and services, notwithstanding any  
44 provision of this article.

45 **SECTION 3.** This act shall take effect and be in force from  
46 and after July 1, 2022.

