

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 1800**

**BY: 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 appropriated out of any money in the State General  
9 Fund not otherwise appropriated, to the Governor's  
10 Office - 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, 2024, and ending June 30, 2025.....  
15 .....\$     846,481,498.00.



16           **SECTION 2.** The following sum, or so much thereof as may be  
17 necessary, is appropriated out of any money in the State Treasury  
18 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, 2024, and ending June 30, 2025.....  
22 .....\$ 409,536,067.00.

23           **SECTION 3.** The following sum, or so much thereof as may be  
24 necessary, is appropriated out of any money in any special fund in  
25 the State Treasury to the credit of the Governor's  
26 Office - Division of Medicaid which is comprised of special source  
27 funds collected by or otherwise available to the Division, 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, 2024, and ending  
31 June 30, 2025.....\$ 6,284,774,420.00.

32           Prior period recovery of funds may be maintained and expended  
33 by the division when the recovery is received or finalized. Any  
34 recoveries due to audits or third party recoveries may be used to  
35 offset the cost of such audits and third party recoveries and as  
36 such, the division may escalate Contractual Services as needed for  
37 these purposes.

38           **SECTION 4.** The following sum, or so much thereof as may be  
39 necessary, is appropriated out of any money in the State Treasury  
40 to the credit of the Health Care Expendable Fund, for the purpose



41 of defraying the expenses of the Governor's Office - Division of  
42 Medicaid for the fiscal year beginning July 1, 2024, and ending  
43 June 30, 2025.....\$ 63,230,003.00.

44 The above funds shall be allocated as follows:

45 CHIP Program at up to 209% level of poverty..\$ 9,000,000.00.

46 Medical Program Matching Funds.....\$ 54,230,003.00.

47 It is the intention of the Legislature that funds may be  
48 shifted among the above allocated line items where needed at the  
49 discretion of the Executive Director of Governor's Office -  
50 Division of Medicaid.

51 **SECTION 5.** Of the funds appropriated under the provisions of  
52 this act, the following positions are authorized:

53 AUTHORIZED HEADCOUNT:

54 Permanent: 865

55 Time-Limited: 82

56 With the funds herein appropriated, it shall be the agency's  
57 responsibility to make certain that funds required for Personal  
58 Services for Fiscal Year 2026 do not exceed Fiscal Year 2025 funds  
59 appropriated for that purpose unless programs or positions are  
60 added to the agency's Fiscal Year 2025 budget by the Mississippi  
61 Legislature. The Legislature shall determine the agency's personal  
62 services appropriation, which the State Personnel Board shall  
63 publish. In accordance with applicable laws, if an agency  
64 determines that its personal services amount is insufficient, the  
65 agency must contact the State Personnel Board. Any adjustment to



66 the personal services amount must be approved by the State  
67 Personnel Director and the State Fiscal Officer after consultation  
68 with the Legislative Budget Office. Any adjustment shall be  
69 reported to the Legislative Budget Office and the House and Senate  
70 Appropriations Chairmen. The agency's personal services  
71 appropriation may consist of restricted funds for approved  
72 vacancies for Fiscal Year 2025 that may not be utilized for active  
73 Fiscal Year 2024 headcount. It shall be the agency's  
74 responsibility to ensure that the funds provided for vacancies are  
75 used to increase headcount and not for promotions, title changes,  
76 in-range salary adjustments, or any other mechanism for increasing  
77 salaries for current employees. If the State Personnel Board  
78 determines that an agency has used provided vacancy funds for any  
79 of the mechanisms previously listed, the State Personnel Board  
80 shall not process any additional salary actions for the agency in  
81 the current fiscal year, except for new hires determined by the  
82 State Personnel Board to be essential for the agency. It is the  
83 Legislature's intention that no employee salary falls below the  
84 minimum salary established by the Mississippi State Personnel  
85 Board.

86       Additionally, the State Personnel Board shall determine and  
87 publish the projected annualized payroll costs based on current  
88 employees. It shall be the responsibility of the agency head to  
89 ensure that actual personnel expenditures for Fiscal Year 2025 do  
90 not exceed the data provided by the Legislative Budget Office. If



91 the agency's projected cost for Fiscal Year 2025 exceeds the  
92 annualized costs, no salary actions shall be processed by the  
93 State Personnel Board except for new hires determined to be  
94 essential for the agency.

95 Any transfers or escalations shall be made in accordance with  
96 the terms, conditions, and procedures established by law or  
97 allowable under the terms set forth within this act. The State  
98 Personnel Board shall not escalate positions without written  
99 approval from the Department of Finance and Administration. The  
100 Department of Finance and Administration shall not provide written  
101 approval to escalate any funds for salaries and/or positions  
102 without proof of availability of new or additional funds above the  
103 appropriated level.

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

108 None of the funds herein appropriated shall be used in  
109 violation of the Internal Revenue Service's Publication 15-A  
110 relating to the reporting of income paid to contract employees, as  
111 interpreted by the Office of the State Auditor.

112 **SECTION 6.** It is the intention of the Legislature that the  
113 Governor's Office - Division of Medicaid shall maintain complete  
114 accounting and personnel records related to the expenditure of all  
115 funds appropriated under this act and that such records shall be



116 in the same format and level of detail as maintained for Fiscal  
117 Year 2024. It is further the intention of the Legislature that  
118 the agency's budget request for Fiscal Year 2026 shall be  
119 submitted to the Joint Legislative Budget Committee in a format  
120 and level of detail comparable to the format and level of detail  
121 provided during the Fiscal Year 2025 budget request process with  
122 the Children's Health Insurance Program (CHIP) being separated  
123 from the Medical Services Program and submitted as a separate  
124 program. All Medicaid 1915 (C) Home and Community Based Services  
125 Waivers shall be presented as a budget program separate from the  
126 Medical Services Program. In addition, the performance measures  
127 reported for the Medical Services Program shall include an  
128 unduplicated case count of individuals served by eligibility  
129 status, and the number and the costs of emergency room visits.

130 **SECTION 7.** In compliance with the "Mississippi Performance  
131 Budget and Strategic Planning Act of 1994," it is the intent of  
132 the Legislature that the funds provided herein shall be utilized  
133 in the most efficient and effective manner possible to achieve the  
134 intended mission of this agency. Based on the funding authorized,  
135 this agency shall make every effort to attain the targeted  
136 performance measures provided below:

	FY2025
<u>Performance Measures</u>	<u>Target</u>
Administrative Services	
Admin as a Percent of Total Budget	3.37



141	Third Party Liability Cost Avoided (\$Thou)	1,585,036.00
142	Percent of Clean Claims Processed within	
143	30 Days of Receipt	99.50
144	Percent of Clean Claims Processed within	
145	90 Days of Receipt	100.00
146	Percent of Applications Processed within	
147	Std. of Promptness - Medicaid	90.00
148	Third Party Funds Recovered	7,686,779.00
149	Number of Providers Submitting	
150	Electronic Claims	29,000
151	Turnover Rate of Employees (%)	15.00
152	Medical Services	
153	Costs of Emergency Room Visits	173,254,711.00
154	Number of Emergency Room Visits	422,358
155	Medicaid Recipients - Enrolled (Persons)	776,139
156	Child Physical Exams (Ages 0-20)	320,851
157	Adult Physical Exams (21-Older)	10,700
158	Number of Fraud & Abuse Cases Investigated	325
159	Number of Medicaid Providers	40,000
160	Number of Medicaid Beneficiaries	
161	Assigned to a Managed Care Company	420,000
162	Percent of MSCAN Diabetic Members Aged	
163	17-75 Receiving HBA1c Test	89.58
164	Percent of MSCAN Members with Persistent	
165	Asthma are Appropriately Prescribed	



166	Medication	71.08
167	Rate of EPSDT Well Child Screening (%)	75.00
168	Percent Change in Number of Recipients	
169	Enrolled From Last Year	-10.00
170	Percent Change in Number of Providers	
171	From Last Year	-12.22
172	Children's Health Insur Prg (chip)	
173	Number of CHIP Enrollees	43,000
174	Percent of CHIP Applications Processed	
175	within Std. of Promptness	90.00
176	Home & Comm-based Waiver Prg	
177	Elderly & Disabled - Persons Served	22,200
178	Elderly & Disabled - Funded Slots	22,200
179	Elderly & Disabled - Total Authorized Slots	22,200
180	Assisted Living - Persons Served	1,200
181	Assisted Living - Funded Slots	1,200
182	Assisted Living - Total Authorized Slots	1,200
183	Independent Living - Persons Served	5,800
184	Independent Living - Funded Slots	5,800
185	Independent Living - Total Authorized Slots	5,800
186	Traumatic Brain Injury - Persons Served	1,200
187	Traumatic Brain Injury - Funded Slots	1,200
188	Traumatic Brain Injury - Total	
189	Authorized Slots	1,200
190	Intellectual Disability - Persons Served	4,150





191	Intellectual Disability - Funded Slots	4,150
192	Intellectual Disability - Total	
193	Authorized Slots	4,150
194	Percent Change in Persons On Waiting	
195	List (E&D)	10.00
196	Percent Change in Persons On Waiting	
197	List (AL)	10.00
198	Percent Change in Persons On Waiting	
199	List (IL)	10.00
200	Percent Change in Persons On Waiting	
201	List (TBI)	10.00
202	Percent Change in Persons On Waiting	
203	List (IDD)	10.00

204 A reporting of the degree to which the performance targets  
205 set above have been or are being achieved shall be provided in the  
206 agency's budget request submitted to the Joint Legislative Budget  
207 Committee for Fiscal Year 2026.

208 **SECTION 8.** It is the intention of the Legislature that  
209 whenever two (2) or more bids are received by this agency for the  
210 purchase of commodities or equipment, and whenever all things  
211 stated in such received bids are equal with respect to price,  
212 quality and service, the Mississippi Industries for the Blind  
213 shall be given preference. A similar preference shall be given to  
214 the Mississippi Industries for the Blind whenever purchases are  
215 made without competitive bids.



216           **SECTION 9.** The Governor's Office - Division of Medicaid  
217 shall provide statistical and financial reports on a monthly basis  
218 to the Legislative Budget Office and the PEER Committee. These  
219 reports shall include, but are not limited to, an accounting of  
220 all funds spent in the medical program, the CHIP program, the  
221 Dialysis Transportation program, and each of the Home and  
222 Community Based Waiver programs, and an accounting of all funds  
223 spent in the administrative program, participant statistics and  
224 any other information requested by the Legislative Budget Office  
225 and the PEER Committee.

226           The Governor's Office - Division of Medicaid shall perform  
227 its cash flow projections on a predetermined monthly schedule and  
228 make this and any other information requested available, upon  
229 request, to the Chair of the Senate Public Health and Welfare  
230 Committee, the House Public Health and Human Services Committee,  
231 the House and Senate Medicaid Committees, the House and Senate  
232 Appropriations Committees, the Legislative Budget Office and the  
233 PEER Committee. A summary of this cash flow projection shall also  
234 be presented in the report referenced in the above paragraph.

235           **SECTION 10.** Of the funds appropriated under the provisions  
236 of this act in an amount not to exceed, Two Million Seven Hundred  
237 Fifty Thousand Dollars (\$2,750,000.00) is provided for the purpose  
238 of funding a temporary program to provide nonemergency  
239 transportation to locations for necessary dialysis services for  
240 end-stage renal disease patients who are sixty-five (65) years of



241 age or older or are disabled as determined under Section  
242 1614(a)(3) of the federal Social Security Act, as amended, whose  
243 income did not exceed one hundred thirty-five percent (135%) of  
244 the nonfarm official poverty level as defined by the Office of  
245 Management and Budget and whose eligibility was covered under the  
246 former category of eligibility known as Poverty Level Aged and  
247 Disabled (PLADS).

248       **SECTION 11.** It is the intention of the Legislature that the  
249 funds appropriated in this act to the Governor's Office - Division  
250 of Medicaid for the Mississippi Coordinated Access Network  
251 (MS-CAN) program be used in the most efficient and effective  
252 manner possible to achieve the intended mission of the division.  
253 The division and the coordinated care organizations with which the  
254 division has contracted to conduct the MS-CAN program shall  
255 establish baselines for the health-related outcome measurement for  
256 each of the following health focus areas for presentation at the  
257 Joint Legislative Budget Committee hearings for Fiscal Year 2025,  
258 which will be used as the baseline levels for establishing targets  
259 for improvements in quality of care performance measures for the  
260 MS-CAN program in Fiscal Year 2025 and later fiscal years:

- 261       a. Comprehensive Diabetes Care (CDC) or successive measure.  
262       b. Medication Management for People with Asthma (MMA) or  
263 successive measure.  
264       c. Annual Monitoring for Patients on Persistent Medications  
265 (MPM) or successive measure.



266 d. Adult BMI Assessment (ABA) and Weight Assessment and  
267 Counseling for Nutrition and Physical Activity for  
268 Children/Adolescents (WCC) or successive measure.

269 In addition, for comparison purposes, these same baselines  
270 for the health-related outcome measurements shall be established  
271 for similar Medicaid recipients who are not enrolled in the MS-CAN  
272 program.

273 **SECTION 12.** It is the intention of the Legislature that the  
274 Governor's Office - Division of Medicaid and the Department of  
275 Human Services shall continue to work together to implement  
276 Section 43-12-1, Mississippi Code of 1972, known as the "Medicaid  
277 and Human Services Transparency and Fraud Prevention Act".

278 **SECTION 13.** Of the funds appropriated in Sections 1, 2, and  
279 3 of this act, it is the intention of the Legislature that  
280 continued funding at or above the Fiscal Year 2024 appropriated  
281 amount shall be provided for Forty-one Hundred (4,100) slots for  
282 the Department of Rehabilitation Services Home and Community Based  
283 Waiver programs, and for Two Thousand Nine Hundred Fifty (2,950)  
284 slots for the Department of Mental Health for the Home and  
285 Community Based waiver program for Independent Living and the IDD  
286 Waiver program.

287 **SECTION 14.** The Governor's Office - Division of Medicaid is  
288 authorized to expend funds appropriated herein as necessary to  
289 provide currently existing home and community based services  
290 through any CMS approved state plan or home and community based



291 services waiver to individuals who qualify for those services to  
292 avoid institutionalization or to transition an individual from an  
293 institution to any home and community based setting. Provision of  
294 such services shall not count against any limit imposed under this  
295 act. It is the intention of the Legislature that the cost of  
296 providing home and community based services shall not exceed the  
297 cost of nursing facility services, as determined by the Division.

298 **SECTION 15.** Of the funds appropriated herein, no more than  
299 Five Hundred Three Thousand Five Hundred Twenty-two Dollars  
300 (\$503,522.00) may be used to pay invoices to certain vendors for  
301 expenses incurred in FY 2020 and 2022.

302 **SECTION 16.** The money herein appropriated shall be paid by  
303 the State Treasurer out of any money in the State Treasury to the  
304 credit of the proper fund or funds as set forth in this act, upon  
305 warrants issued by the State Fiscal Officer; and the State Fiscal  
306 Officer shall issue his warrants upon requisitions signed by the  
307 proper person, officer or officers, in the manner provided by law.

308 **SECTION 17.** This act shall take effect and be in force from  
309 and after July 1, 2024, and shall stand repealed June 29, 2024.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT MAKING AN APPROPRIATION TO THE GOVERNOR'S  
2 OFFICE-DIVISION OF MEDICAID FOR THE PURPOSE OF PROVIDING MEDICAL  
3 ASSISTANCE UNDER THE MISSISSIPPI MEDICAID LAW AND DEFRAYING THE  
4 EXPENSES OF THE ADMINISTRATION OF THAT LAW FOR THE FISCAL YEAR  
5 2025.

