

By: Senator(s) Browning

To: Appropriations

SENATE BILL NO. 2059

1 AN ACT TO AMEND SECTION 43-13-407, MISSISSIPPI CODE OF 1972,
2 TO PROVIDE THAT BEGINNING WITH FISCAL YEAR 2003 THE LEGISLATURE
3 SHALL APPROPRIATE AN ANNUAL AMOUNT FROM THE TOBACCO LITIGATION
4 HEALTH CARE EXPENDABLE FUND EQUAL TO ANY INCREASE IN PREMIUM COST
5 FOR COVERAGE UNDER THE STATE AND SCHOOL EMPLOYEES HEALTH INSURANCE
6 PLAN; AND FOR RELATED PURPOSES.

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

8 **SECTION 1.** Section 43-13-407, Mississippi Code of 1972, is
9 amended as follows:

10 43-13-407. (1) In accordance with the purposes of this
11 article, there is established in the State Treasury the Health
12 Care Expendable Fund, into which shall be transferred from the
13 Health Care Trust Fund the following sums:

14 (a) In fiscal year 2000, Fifty Million Dollars
15 (\$50,000,000.00);

16 (b) In fiscal year 2001, Fifty-five Million Dollars
17 (\$55,000,000.00);

18 (c) In fiscal year 2002, Sixty Million Five Hundred
19 Thousand Dollars (\$60,500,000.00);

20 (d) In fiscal year 2003, Sixty-six Million Five Hundred
21 Fifty Thousand Dollars (\$66,550,000.00);

22 (e) In fiscal year 2004 and each subsequent fiscal
23 year, a sum equal to the average annual amount of the income from
24 the investment of the funds in the Health Care Trust Fund since
25 July 1, 1999.

26 (2) In any fiscal year in which interest and dividends from
27 the investment of the funds in the Health Care Trust Fund are not
28 sufficient to fund the full amount of the annual transfer into the
29 Health Care Expendable Fund as required in subsection (1) of this



30 section, the State Treasurer shall transfer from tobacco
31 settlement installment payments an amount that is sufficient to
32 fully fund the amount of the annual transfer.

33 (3) All income from the investment of the funds in the
34 Health Care Expendable Fund shall be credited to the account of
35 the Health Care Expendable Fund. Any funds in the Health Care
36 Expendable Fund at the end of a fiscal year shall not lapse into
37 the State General Fund.

38 (4) The funds in the Health Care Expendable Fund shall be
39 available for expenditure pursuant to specific appropriation by
40 the Legislature beginning in fiscal year 2000, and shall be
41 expended exclusively for health care purposes. Provided, however,
42 that beginning with fiscal year 2003, the Legislature shall
43 annually appropriate from the Health Care Expendable Fund an
44 amount necessary to pay for the cost of any increase in premiums
45 to be paid by employees or by the state under the State and School
46 Employees Health Insurance Plan, as certified to the Legislative
47 Budget Office by the State and School Employees Health Insurance
48 Management Board.

49 **SECTION 2.** This act shall take effect and be in force from
50 and after its passage.

