

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 2080**

**BY: Committee**

**Amend by striking all after the enacting clause and inserting  
in lieu thereof the following:**

9           **SECTION 1.** Section 41-86-11, Mississippi Code of 1972, is  
10 amended as follows:

11           41-86-11. (1) The administering agency shall adopt, in  
12 accordance with Section 25-43-1 et seq., rules and regulations for  
13 the implementation of the program, and for the coordination of the  
14 program with the state's other medical assistance programs.

15           (2) If the Division of Medicaid is designated as the  
16 administering agency for the program, the division shall have all  
17 of the authority set forth in Section 43-13-101 et seq.

18           (3) The administering agency shall make reports to the  
19 federal government and to the Legislature on the providing of  
20 benefits to those children under the program.

21           (4) (a) If the commission provides that the administering  
22 agency will have such authority, the administering agency shall  
23 execute a contract or contracts to provide the health care  
24 coverage and services under the program, after first receiving  
25 bids. The contract or contracts may be executed with one or more  
26 corporations or associations authorized to do business in  
27 Mississippi. All of the coverage and services to be provided

28 under the program may be included in one or more similar  
29 contracts, or the coverage and services may be classified into  
30 different types with each type included under one or more similar  
31 contracts issued by the same or different corporations or  
32 associations.

33 (b) The administering agency shall execute a contract  
34 or contracts with one or more corporations or associations that  
35 have submitted the best and most cost-effective bids, or shall  
36 reject all bids. If the administering agency rejects all bids, it  
37 shall notify all bidders of the rejection and shall actively  
38 solicit new bids.

39 (c) A plan providing benefits for the Children's Health  
40 Insurance Program shall not deny a health care provider that  
41 provides health care services the right to enter into a contract  
42 to participate in its network of health care providers if that  
43 health care provider is willing to meet the terms and conditions  
44 of the contract offered by the plan to its participating health  
45 care providers and to accept their payment rates and rules and  
46 meet the credentialing qualifications of the plan.

47 **SECTION 2.** If an administrator of a state health insurance  
48 plan unilaterally denies or removes coverage for a group or  
49 portion of the plan's participants, that entity shall not be  
50 eligible to receive the contract to administer the plan for a  
51 period of three (3) years.

52 **SECTION 3.** This act shall take effect and be in force from  
53 and after its passage.

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

1 AN ACT TO AMEND SECTION 41-86-11, MISSISSIPPI CODE OF 1972,  
2 TO PROHIBIT ANY PLAN PROVIDING BENEFITS FOR THE CHILDREN'S HEALTH  
3 INSURANCE PROGRAM (CHIP) FROM DENYING PROVIDER PARTICIPATION UNDER  
4 CERTAIN CONDITIONS; TO PROVIDE THAT IF AN ADMINISTRATOR OF A STATE  
5 INSURANCE PLAN UNILATERALLY DENIES COVERAGE FOR A GROUP OF THE  
6 PLAN'S PARTICIPANTS, THAT ENTITY CANNOT ADMINISTER THE PLAN FOR A  
7 PERIOD OF THREE YEARS; AND FOR RELATED PURPOSES.