

THE ATTORNEY GENERAL

STATE OF ALABAMA · MONTGOMERY, ALABAMA 36130



WILLIAM J. BAXLEY
ATTORNEY GENERAL

June 17, 1977

GEORGE L. BECK
DEPUTY ATTORNEY GENERAL

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CHIEF ASSISTANT ATTORNEY GENERAL

TOM CORK

CONFIDENTIAL ASSISTANT

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CHIEF INVESTIGATOR

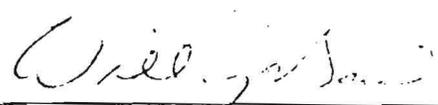
STATE OF ALABAMA)

C E R T I F I C A T E

MONTGOMERY COUNTY)

I, William J. Baxley, as Attorney General of the State of Alabama, hereby certify that the Governor's Office of the State of Alabama is the single State agency authorized to develop and administer the State plan on a statewide basis, including the authority to make rules and regulations governing the administration of the plan by such agency, for medical assistance to needy people in conformity with Title XIX of the Social Security Act; said Governor's Office having been so designated by the Governor of Alabama in Executive Order Number Eighty-One, issued June 16, 1977.

Certified on this the 17th day of June, 1977, in Montgomery, Alabama.



WILLIAM J. BAXLEY
Attorney General
State of Alabama

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

EXECUTIVE ORDER NUMBER EIGHTY-ONE

WHEREAS, on June 30, 1967, the Governor of Alabama ordered and designated the State Board of Health as the single State agency to develop and administer the State plan for medical assistance to the needy people in conformity with Title XIX of the Social Security Act; and

WHEREAS, it is in the best interest of the citizens of the State of Alabama to change this designation.

NOW, THEREFORE, I, George C. Wallace, as Governor of the State of Alabama do hereby order:

1. That paragraph 2 on page 2 of Executive Order Number 8, promulgated on June 30, 1967, be amended to read as follows:

"2. That the Governors Office is hereby ordered to be the single state agency to develop and administer the State plan for medical assistance to the needy people in confirmity with Title XIX of the Social Security Act."

2. That the remainder of Executive Order Number 8, promulgated June 30, 1967, shall remain in full force and effect.

DONE AND ORDERED THIS 16 DAY OF June 1977.

Mingo C Wallace
GOVERNOR OF THE STATE OF ALABAMA



ATTEST:

Mrs. Agnes Bazzett
SECRETARY OF STATE

EXECUTIVE ORDER NUMBER EIGHTY-THREE

WHEREAS, on June 30, 1967, the Governor of Alabama ordered and designated the State Board of Health as the single State agency to develop and administer the State Plan for Medical Assistance in conformity with Title XIX of the Social Security Act, and ordered that the State Department of Pensions and Security determine eligibility for medical assistance under said Plan, and

WHEREAS, on June 16, 1977, the Governor of Alabama amended said June 30, 1967, designation so as to order the Governor's Office to be the single State agency to develop and administer said Plan; and

WHEREAS, it is in the best interest of the citizens of the State of Alabama to change the designation of the agency to determine eligibility under said Plan, and to consolidate in the Governor's Office as the single State agency all of the functions previously designated by the promulgation of Executive Order Number 8 of June 30, 1967, but retain the services of the Department of Pensions and Security in determining eligibility for medical assistance for certain persons:

NOW, THEREFORE, I, George C. Wallace, as Governor

of the State of Alabama, do hereby order:

1. That the Governor's Office, as the single State agency to develop and administer the State Plan for Medical Assistance in conformity with Title XIX of the Social Security Act is also designated as the single State agency to determine eligibility for medical assistance under the said Plan.

2. That Executive Order Number 8 of June 30, 1967, is hereby amended as follows:

(a) The State Department of Pensions and Security is hereby ordered to determine and/or monitor eligibility for medical assistance under the State Plan for Medical Assistance for the following persons:

(1) Those persons whose eligibility is related to the Aid to Families with Dependent Children financial assistance program.

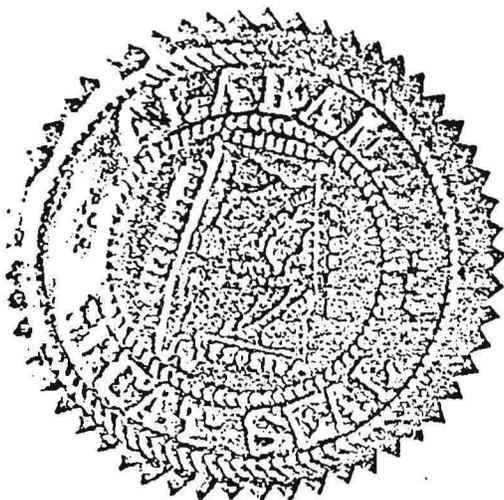
(2) Those persons whose eligibility is related to the state mandatory or optional supplementation program.

(b) The Medical Services Administration is hereby ordered to determine and/or monitor eligibility for medical assistance under the State Plan for all other persons and groups of persons.

3. This Order shall be come effective on October 1,
1977.

DONE AND ORDERED THIS *26th* DAY OF October , 1977.

George C. Wallace
GEORGE C. WALLACE
GOVERNOR



ATTEST:

Mrs. Ann Baggett
SECRETARY OF STATE

EXECUTIVE ORDER NUMBER 38.

WHEREAS, there exists confusion among the general public with regard to Medicaid and Medicare, and

WHEREAS, Medicare is a program of the federal government, administered by the Federal Government, and

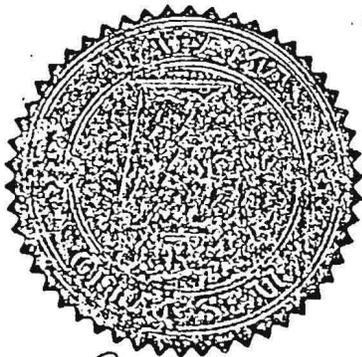
WHEREAS, Medicaid is a program administered in the State of Alabama by the Medical Services Administration, and

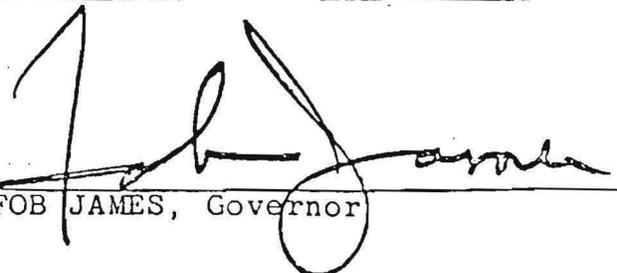
WHEREAS, the name "Medical Services Administration" does not accurately reflect the operation of that agency, and

WHEREAS, the name "Alabama Medicaid Agency" conforms with the names of agencies with similar functions in the majority of other states,

NOW, THEREFORE, I, Fob James, as Governor of the State of Alabama, under and by virtue of the authority vested in me by law, hereby order and declare that the name of "Medical Services Administration" is changed to "Alabama Medicaid Agency", and that the Commissioner of the Medical Services Administration shall be known as the "Commissioner of Medicaid".

DONE AND ORDERED THIS 2 day of March 1981.




FOB JAMES, Governor

ATTEST


Secretary of State

EXECUTIVE ORDER NUMBER 8

WHEREAS, on November 19, 1965, the Governor of Alabama designated the State Department of Pensions and Security as the single State agency to administer the medical assistance plan under Title XIX and to supervise its administration in the county departments of pensions and security; and

WHEREAS, the Legislature of Alabama has further authorized and empowered me to give to any State agency by executive order such powers and duties as are not in conflict with the Constitution of Alabama and not specifically prohibited by the existing statutes of Alabama as may be required to implement in Alabama any law, order, rule, regulation, program or plan promulgated by the Federal Government or any agency or instrumentality thereof as may be required in my judgment for the welfare of the people of Alabama (Act No. 60, General Acts of Alabama 1945, p. 60, Title 55, Section 180(2), Code of Alabama 1940); and

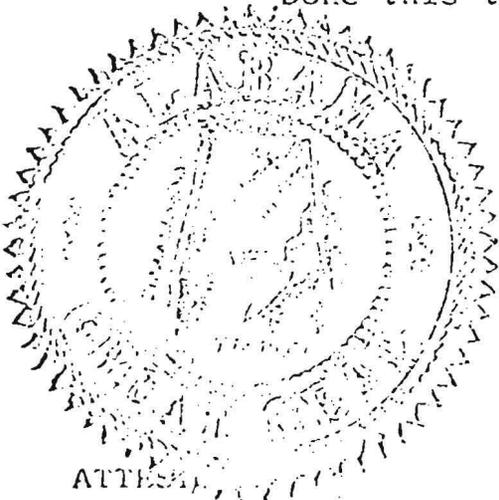
WHEREAS, I do specifically find that the Federal Social Security Act requires that the State agency administering Title I (old age assistance) shall make the determination of eligibility for medical assistance under

the plan.

NOW THEREFORE, I as Governor of Alabama do hereby
order:

1. THAT the designation heretofore made in the Governor's letter of November 19, 1965, is hereby rescinded.
2. THAT the State Board of Health is hereby ordered to be the single State agency to develop and administer the State plan for medical assistance to the needy people in conformity with Title XIX of the Social Security Act.
3. THAT the State Department of Pensions and Security, through its sixty-seven county departments, is hereby ordered to determine eligibility for medical assistance under the State plan for Title XIX.

Done this the 30th of June, 1967.



Lurleen B. Wallace
LURLEEN B. WALLACE
GOVERNOR OF ALABAMA

Mabel A. Quinn
SECRETARY OF STATE



GUY HUNT
Governor

Alabama Medicaid Agency

2500 Fairlane Drive
Montgomery, Alabama 36130



CAROL A. HERRMANN
Commissioner

January 13, 1989

Mr. Jerry Royal
Health Care Financing Administration
Post Office Box 2078
Atlanta, Georgia 30301



Dear Mr. Royal:

I am providing you copies of the letter from Governor Guy Hunt appointing Carol A. Herrmann, Commissioner, as his Designee to process State Plan Amendments from this agency.

This action is based on the October 21, 1988 federal regulation as stated in 42 CFR Section 430.12(b)(2)(i) which states "submission is not required if the Governor's designee is the head of the Medicaid Agency."

Please place these copies in your files for future reference concerning State Plan Amendments. Your cooperation is appreciated.

Sincerely,

Theresa M. Beasley
Agency Administrative Secretary

TMB:mt

Enclosures



GUY HUNT
GOVERNOR

STATE OF ALABAMA

GOVERNOR'S OFFICE
MONTGOMERY 36130

December 9, 1988



Ms. Carol A. Herrmann
Commissioner
Alabama Medicaid Agency
2500 Fairlane Drive
Montgomery, AL 36130

Dear Ms. Herrmann:

Federal regulations require that state Medicaid agencies operate under a federally approved State Plan which reflects the characteristics of the particular state's Medicaid program. Heretofore, there were no exceptions to the requirement in 42 C.F.R. Section 430.12 (b)(1)(i) which states "the Medicaid agency must submit the State plan and State plan amendments to the State Governor or his designee for review and comment before submitting them to the HCFA regional office."

Effective October 21, 1988, federal regulations included an exception to that requirement as stated in 42 C.F.R. Section 430.12 (b)(2)(i). This stated "submission is not required if the Governor's designee is the head of the Medicaid agency."

Since I know that you keep me informed on all significant developments in Medicaid, I am pleased to expedite our administrative actions by naming you as my Designee to process the State Plan Amendments without sending them to my office for review and comment.

If any further action is appropriate, please let me know.

Sincerely,

Guy Hunt
Governor