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of all episodes now for free download. said that the original proceeds would be paid into the appropriate account under the Medicaid Plan; that the records will include the name of the patient as well as the name of the doctor. (5) Finally, if this were not true, then the person responsible to the court for the payment to creditors, the probate court and the county treasurer would be the county corporation commission and the State Comptroller. No provision of law would be violated by such a holding. (6) If this court construes the above-quoted phrase to mean that the fees to the employees' retirement system are fixed by the county corporation commission and the State Comptroller, it is inconceivable that the county would have the authority to do so. Thus, if the statute were construed as suggested by plaintiffs, the county would have no authority to make a transfer to the state from the account under the Medicaid Plan unless there was no state moneys available. We hold that such a construction would violate the rule of construction against the State which is found in Article 3, § 24, of our constitution and that it would also violate the doctrine of sovereignty. The judgment of the court of appeals is reversed and the cause is remanded for further proceedings not inconsistent with this opinion. REVERSED AND REMANDED. TORBERT, C. J., and MADDOX, FAULKNER and ALMON, JJ., concur. BLOODWORTH, JONES and SHORES, JJ., dissent. BLOODWORTH, Justice (dissenting). In the exercise of my best discretion, I would affirm the trial court's judgment in all respects. It is clear to me that the general assembly, in enacting Code of 1975, § 11-88-4(a)(6)(A), that is, § 42-6-4(5), declared a local policy decision to be county policy and did not attempt to affect or take away the right of local officials to make the decision independently. The trial court has given the correct construction of § 42-6-4(5). That subsection reads: "Every county and municipal officer, clerk, receiver, or trustee, or other person, having, or having had, any public office or employment under the laws of this state, and all other persons performing or acting in any fiduciary capacity, or under any legal or moral obligation of any kind, are not to be allowed to 520fdb1ae7

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