

*****Pending***
AMENDMENT No. 1 PROPOSED TO**

House Bill NO. 1634

By Senator(s) Committee

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

6

7 SECTION 1. The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any money in the State
9 General Fund not otherwise appropriated, to the Department of
10 Human Services for the fiscal year beginning July 1, 2000, and
11 ending June 30, 2001.....\$ 93,824,329.00.

12 Of the funds appropriated under the provisions of this act,
13 no funds shall be expended to expand, establish or otherwise
14 prepare for any expansion of the privatization of the Child
15 Support Program beyond Hinds and Warren Counties.

16 Of the funds appropriated under the provisions of this act,
17 not more than a total of Two Million Four Hundred Thousand Dollars
18 (\$2,400,000.00) from General Funds and federal matching funds for
19 those General Funds shall be expended for the direct or indirect
20 support of the child support privatization program of MAXIMUS,
21 Inc., in Hinds and Warren Counties. However, any additional funds
22 generated for the Department of Human Services through a revenue
23 maximization program designed and implemented on behalf of the
24 department may be used by the department to pay additional costs
25 of MAXIMUS in implementing the child support privatization program
26 in Hinds and Warren Counties.

27 Of the funds appropriated under the provisions of this act,
28 no funds shall be transferred from any division or program of the
29 Department of Human Services into the major object of expenditure
30 "Contractual Services" of the Division of Child Support
31 Enforcement.

32 SECTION 2. The following sum, or so much thereof as may be
33 necessary, is hereby appropriated out of any money in any special
34 fund in the State Treasury to the credit of the Department of
35 Human Services which is comprised of special source funds
36 collected by or otherwise available to the department for the
37 support of the various divisions of the department, for the
38 purpose of defraying the expenses of the department for the fiscal
39 year beginning July 1, 2000, and ending June 30, 2001.....
40\$ 337,581,015.00.

41 SECTION 3. None of the funds appropriated by this act shall
42 be expended for any purpose that is not actually required or
43 necessary for performing any of the powers or duties of the
44 Department of Human Services that are authorized by the
45 Mississippi Constitution of 1890, state or federal law, or rules
46 or regulations that implement state or federal law.

47 SECTION 4. Of the funds appropriated under the provisions of
48 Sections 1 and 2, not more than the amounts set forth below shall
49 be expended for the respective major objects or purposes of
50 expenditure:

51 DIVISION OF FAMILY AND CHILDREN'S SERVICES

52 OFFICE OF YOUTH SERVICES

53 MAJOR OBJECTS OF EXPENDITURE:

54 Personal Services:

55	Salaries, Wages and Fringe Benefits...\$	17,746,298.00
56	Travel and Subsistence.....	190,133.00
57	Contractual Services.....	1,812,433.00
58	Commodities.....	1,920,798.00

59 Capital Outlay:

60	Other Than Equipment.....	0.00
61	Equipment.....	544,158.00

62 Subsidies, Loans and Grants..... 2,351,533.00
 63 Total.....\$ 24,565,353.00

64 FUNDING:

65 General Funds.....\$ 17,908,733.00
 66 Special Funds..... 6,656,620.00
 67 Total.....\$ 24,565,353.00

68 AUTHORIZED POSITIONS:

69 Permanent: Full Time..... 682
 70 Part Time..... 8
 71 Time-Limited: Full Time..... 20
 72 Part Time..... 1

73 Any person within the Office of Youth Services classified as
 74 Youth Services Counselor Aide I, Youth Services Counselor Aide II,
 75 Youth Services Counselor Aide III, Security Officer I, Security
 76 Officer II, Security Officer III, Recreation Supervisor, General
 77 Services Employee I, General Services Employee II, Youth Services
 78 Counselor I, Youth Services Counselor II, and Youth Services
 79 Counselor III, who must work on a statutory holiday or any holiday
 80 proclaimed by the Governor, may at the discretion of the
 81 superintendents of the institutions and the Executive Director of
 82 the Office of Youth Services and within available personnel funds,
 83 be paid "call back pay" in lieu of "compensatory time credit."

84 It is the intent of the Legislature that the Office of Youth
 85 Services shall have the authority to accept from any source
 86 including, but not limited to, proceeds from sale of vehicles,
 87 equipment or any other property which becomes obsolete or is no
 88 longer needed. It is the intent that such funds will be approved
 89 for allocation and expenditure in a manner consistent with the
 90 rules and regulations of the Department of Finance and
 91 Administration.

92 OFFICE OF SOCIAL SERVICES

93 MAJOR OBJECTS OF EXPENDITURE:

94 Personal Services:
 95 Salaries, Wages and Fringe Benefits...\$ 22,240,989.00
 96 Travel and Subsistence..... 1,800,000.00

97	Contractual Services.....		11,578,026.00
98	Commodities.....		325,087.00
99	Capital Outlay:		
100	Other Than Equipment.....		0.00
101	Equipment.....		1,510,235.00
102	Subsidies, Loans and Grants.....		<u>19,671,200.00</u>
103	Total.....	\$	57,125,537.00
104	FUNDING:		
105	General Funds.....	\$	13,705,038.00
106	Special Funds.....		<u>43,420,499.00</u>
107	Total.....	\$	57,125,537.00
108	AUTHORIZED POSITIONS:		
109	Permanent: Full Time.....	610	
110	Part Time.....	0	
111	Time-Limited: Full Time.....	43	
112	Part Time.....	0	
113	DIVISION OF AGING AND ADULT SERVICES		
114	MAJOR OBJECTS OF EXPENDITURE:		
115	Personal Services:		
116	Salaries, Wages and Fringe Benefits...\$		585,594.00
117	Travel and Subsistence.....		23,000.00
118	Contractual Services.....		248,338.00
119	Commodities.....		38,285.00
120	Capital Outlay:		
121	Other Than Equipment.....		0.00
122	Equipment.....		17,000.00
123	Subsidies, Loans and Grants.....		<u>18,335,759.00</u>
124	Total.....	\$	19,247,976.00
125	FUNDING:		
126	General Funds.....	\$	557,458.00
127	Special Funds.....		<u>18,690,518.00</u>
128	Total.....	\$	19,247,976.00
129	AUTHORIZED POSITIONS:		
130	Permanent: Full Time.....	7	
131	Part Time.....	0	

132	Time-Limited: Full Time.....	6
133	Part Time.....	0
134	DIVISION OF ECONOMIC ASSISTANCE/TEMPORARY ASSISTANCE	
135	FOR NEEDY FAMILIES (TANF)	
136	MAJOR OBJECTS OF EXPENDITURE:	
137	Personal Services:	
138	Salaries, Wages and Fringe Benefits...\$	50,366,938.00
139	Travel and Subsistence.....	977,057.00
140	Contractual Services.....	24,253,447.00
141	Commodities.....	1,522,845.00
142	Capital Outlay:	
143	Other Than Equipment.....	0.00
144	Equipment.....	8,738,245.00
145	Subsidies, Loans and Grants.....	<u>95,622,960.00</u>
146	Total.....\$	181,481,492.00
147	FUNDING:	
148	General Funds.....\$	48,406,540.00
149	Special Funds.....	<u>133,074,952.00</u>
150	Total.....\$	181,481,492.00
151	AUTHORIZED POSITIONS:	
152	Permanent: Full Time.....	1,565
153	Part Time.....	0
154	Time-Limited: Full Time.....	153
155	Part Time.....	0
156	Division of Economic Assistance/Temporary Assistance for	
157	Needy Families (TANF) includes budgets previously known as	
158	Division of Economic Assistance, Division of Food Stamp Employment	
159	and Training, Job Opportunities and Basic Skills Training Program	
160	and Welfare Restructuring Program.	
161	DIVISION OF CHILD SUPPORT ENFORCEMENT	
162	MAJOR OBJECTS OF EXPENDITURE:	
163	Personal Services:	
164	Salaries, Wages and Fringe Benefits...\$	17,976,012.00
165	Travel and Subsistence.....	383,961.00
166	Contractual Services.....	11,473,482.00

167	Commodities.....		292,500.00
168	Capital Outlay:		
169	Other Than Equipment.....		0.00
170	Equipment.....		1,167,389.00
171	Subsidies, Loans and Grants.....		<u>9,718,222.00</u>
172	Total.....	\$	41,011,566.00
173	FUNDING:		
174	General Funds.....	\$	5,213,274.00
175	Special Funds.....		<u>35,798,292.00</u>
176	Total.....	\$	41,011,566.00
177	AUTHORIZED POSITIONS:		
178	Permanent: Full Time.....	313	
179	Part Time.....	0	
180	Time-Limited: Full Time.....	244	
181	Part Time.....	0	
182	DIVISION OF COMMUNITY SERVICES		
183	MAJOR OBJECTS OF EXPENDITURE:		
184	Personal Services:		
185	Salaries, Wages and Fringe Benefits...\$		523,694.00
186	Travel and Subsistence.....		27,422.00
187	Contractual Services.....		328,141.00
188	Commodities.....		39,812.00
189	Capital Outlay:		
190	Other Than Equipment.....		0.00
191	Equipment.....		10,365.00
192	Subsidies, Loans and Grants.....		<u>16,357,783.00</u>
193	Total.....	\$	17,287,217.00
194	FUNDING:		
195	General Funds.....	\$	0.00
196	Special Funds.....		<u>17,287,217.00</u>
197	Total.....	\$	17,287,217.00
198	AUTHORIZED POSITIONS:		
199	Permanent: Full Time.....	11	
200	Part Time.....	0	
201	Time-Limited: Full Time.....	3	

202	Part Time.....	0
203	DIVISION OF SUPPORT SERVICES	
204	MAJOR OBJECTS OF EXPENDITURE:	
205	Personal Services:	
206	Salaries, Wages and Fringe Benefits...\$	9,372,369.00
207	Travel and Subsistence.....	215,393.00
208	Contractual Services.....	3,700,236.00
209	Commodities.....	359,400.00
210	Capital Outlay:	
211	Other Than Equipment.....	0.00
212	Equipment.....	600,386.00
213	Subsidies, Loans and Grants.....	<u>37,276.00</u>
214	Total.....\$	14,285,060.00
215	FUNDING:	
216	General Funds.....\$	4,259,707.00
217	Special Funds.....	<u>10,025,353.00</u>
218	Total.....\$	14,285,060.00
219	AUTHORIZED POSITIONS:	
220	Permanent: Full Time.....	215
221	Part Time.....	0
222	Time-Limited: Full Time.....	23
223	Part Time.....	0
224	SOCIAL SERVICES BLOCK GRANT PROGRAM	
225	MAJOR OBJECTS OF EXPENDITURE:	
226	Personal Services:	
227	Salaries, Wages and Fringe Benefits...\$	84,441.00
228	Travel and Subsistence.....	5,000.00
229	Contractual Services.....	172,375.00
230	Commodities.....	4,700.00
231	Capital Outlay:	
232	Other Than Equipment.....	0.00
233	Equipment.....	5,000.00
234	Subsidies, Loans and Grants.....	<u>25,483,891.00</u>
235	Total.....\$	25,755,407.00
236	FUNDING:	

237	General Funds.....	\$	0.00
238	Special Funds.....		<u>25,755,407.00</u>
239	Total.....	\$	25,755,407.00

240 AUTHORIZED POSITIONS:

241	Permanent:	Full Time.....	1
242		Part Time.....	0
243	Time-Limited:	Full Time.....	1
244		Part Time.....	0

245 Of the funds authorized herein to be expended from the
 246 Subsidies, Loans and Grants Major Object of Expenditure of the
 247 Social Services Block Grant Program, a minimum of Two Million
 248 Dollars (\$2,000,000.00) shall be allocated to the Office of Youth
 249 Services to be used in the Community Services Program.

250 OFFICE FOR CHILDREN AND YOUTH

251 MAJOR OBJECTS OF EXPENDITURE:

252 Personal Services:

253	Salaries, Wages and Fringe Benefits...	\$	960,256.00
254	Travel and Subsistence.....		34,032.00
255	Contractual Services.....		1,825,163.00
256	Commodities.....		934,798.00
257	Capital Outlay:		
258	Other Than Equipment.....		0.00
259	Equipment.....		538,839.00
260	Subsidies, Loans and Grants.....		<u>46,352,648.00</u>
261	Total.....	\$	50,645,736.00

262 FUNDING:

263	General Funds.....	\$	3,773,579.00
264	Special Funds.....		<u>46,872,157.00</u>
265	Total.....	\$	50,645,736.00

266 AUTHORIZED POSITIONS:

267	Permanent:	Full Time.....	14
268		Part Time.....	0
269	Time-Limited:	Full Time.....	9
270		Part Time.....	0

271 With the funds herein appropriated, it is the intention of

272the Legislature that it shall be the agency's responsibility to
273make certain that funds required to be appropriated for "Personal
274Services" for Fiscal Year 2002 do not exceed Fiscal Year 2001
275funds appropriated for that purpose, unless programs or positions
276are added to the agency's Fiscal Year 2002 budget by the
277Mississippi Legislature. Based on data provided by the
278Legislative Budget Office, the State Personnel Board shall
279determine and publish the projected annual cost to fully fund all
280appropriated positions in compliance with the provisions of this
281act. It shall be the responsibility of the agency head to insure
282that no single personnel action increases this projected annual
283cost and/or the Fiscal Year 2001 appropriation for "Personal
284Services" when annualized. If, at the end of any calendar month,
285the State Personnel Board determines that the agency has taken
286action(s) which would cause the agency to exceed this projected
287annual cost or the Fiscal Year 2001 "Personal Services"
288appropriated level, when annualized, then only those actions which
289reduce the projected annual cost and/or the appropriation
290requirement will be processed by the State Personnel Board until
291such time as the requirements of this provision are met.

292 It is the intention of the Legislature that the Executive
293Director of the Department of Human Services may transfer between
294the various divisions authorized herein both funds and positions
295not to exceed five percent (5%) of the receiving division
296consistent with the provisions of Section 1 of this act. Provided,
297however, that no county office positions shall be transferred to
298any regional office or to the state office. The Executive
299Director of the Department of Human Services shall submit written
300justification for the transfer to the Legislative Budget Office
301and the Department of Finance and Administration on or before the
302fifteenth of the month prior to the effective date of the
303transfer. It is further the intention of the Legislature that any
304transfers made under the provisions of this paragraph shall be of
305an emergency nature and that in no case shall the transfers be
306made which substantially alter the legislative intent for the

307 various divisions or offices as set forth in the original
308 appropriations made under this act.

309 Any transfers within major object of expenditure within each
310 specific budget or escalations shall be made in accordance with
311 the terms, conditions and procedures established by law.

312 No general funds authorized to be expended herein shall be
313 used to replace federal funds and/or other special funds which are
314 being used for salaries authorized under the provisions of this
315 act and which are withdrawn and no longer available.

316 Unless expressly authorized herein by the Legislature, no
317 funds appropriated to be expended for travel and subsistence shall
318 be expended to pay expenses incurred by more than six (6)
319 employees or other representatives of the agency for attending the
320 same out-of-state conference, seminar or workshop; however, such
321 funds may be expended for expenses incurred by more than six (6)
322 employees or other representatives for attendance at the same
323 conference, seminar or workshop (a) if attendance is required in
324 order to maintain professional certification or licensure, which
325 certification or licensure is required by the employees' job
326 descriptions or by law, or (b) if such expenditure has received
327 the prior written approval of the Department of Finance and
328 Administration.

329 SECTION 5. Of the funds appropriated in Section 2, Two
330 Million Eighty-six Thousand Six Hundred Eighty-three
331 (\$2,086,683.00) is provided for the support of a contract with the
332 Department of Education, Industrial Training Program for the
333 training of TANF clients.

334 These funds shall be transferred to the Mississippi
335 Department of Education Industrial Training budget and shall be
336 expended in accordance with Sections 37-31-103 through 37-31-111,
337 Mississippi Code of 1972. Training will be conducted in the areas
338 outlined in Section 37-31-103 (2) for TANF recipients. The terms
339 and provisions for program operation will be established through a
340 nonfinancial agreement between the Mississippi Department of
341 Education and the Mississippi Department of Human Services. This

342nonfinancial agreement will be initiated by the Mississippi
343Department of Education, Office of Vocational and Technical
344Education in accordance with current laws, rules and regulations
345as approved by the Mississippi State Board of Education.

346 Identification, eligibility, certification, enrollment,
347follow-up, performance standards and sanction liabilities of the
348TANF clients will be the sole responsibility of the Department of
349Human Services.

350 SECTION 6. It is the intention of the Legislature that the
351Executive Director of the Department of Human Services shall make
352a complete report to the Joint Legislative Budget Committee and
353the Department of Finance and Administration no later than October
35415, 2000, concerning the distribution of the funds provided in the
355Social Services Block Grant. This report shall contain data from
356the two (2) previous fiscal years for comparison purposes. The
357two previous fiscal years along with new distribution of funds
358shall be presented side by side with a column showing the
359differences between the previous fiscal year and the new
360distribution of funds.

361 SECTION 7. Of the funds appropriated in Section 2 and
362allocated in Section 4 in the Contractual Services major object of
363expenditure of the Division of Child Support Enforcement that are
364derived from child support collection incentive payments actually
365received by the state from the federal government that are
366attributable to child support collections in Hinds and Warren
367Counties, the Department of Human Services shall make bonus
368payments to MAXIMUS for child support collection, which shall be
369calculated as follows:

370 (a) At the end of each quarter of Fiscal Year 2001, the
371total amount of child support collections in Hinds and Warren
372Counties for that quarter shall be determined, based on
373collections received on behalf of Hinds and Warren Counties.

374 (b) From the amount determined under paragraph (a) for
375each quarter of Fiscal Year 2001, there shall be subtracted the
376total amount of child support collections in Hinds and Warren

377 Counties during the same quarter of Fiscal Year 1999, based on
378 collections received on behalf of Hinds and Warren Counties.

379 (c) The amount determined under paragraph (b) shall be
380 reduced by ten percent (10%).

381 (d) The resulting amount determined under paragraph (c)
382 in any quarter of Fiscal Year 2001, or the amount of child support
383 collection incentive payments actually received by the state from
384 the federal government that are attributable to child support
385 collections in Hinds and Warren Counties during that quarter,
386 whichever is less, shall be the amount of the bonus payment made
387 to MAXIMUS for that quarter.

388 (e) If the amount determined under paragraph (b) is
389 zero (0) or less in any quarter of Fiscal Year 2001, then no bonus
390 payment shall be made to MAXIMUS for that quarter.

391 SECTION 8. If MAXIMUS, Inc., notifies the Department of
392 Human Services that the proposed contract modification presented
393 to MAXIMUS by the Department of Human Services for Fiscal Year
394 2001 is unacceptable, such action shall be deemed to constitute a
395 termination of the contract by MAXIMUS, and the Executive Director
396 of the Department of Human Services shall immediately request new
397 bids or proposals for the operation of its child support
398 collection programs in Hinds and Warren Counties for Fiscal Year
399 2001 based upon the proposed contract. Such request for proposals
400 and the awarding of any new contract shall be in compliance with
401 applicable public bid requirements. Any contract entered into by
402 the Department of Human Services for the operation of its child
403 support program in Hinds and Warren Counties shall be for a period
404 of not more than one (1) year beginning on July 1, 2000. Such
405 contract shall be awarded to the lowest and best bidder, and if no
406 satisfactory bids are received, then the Executive Director of the
407 Department of Human Services shall have the authority effective
408 July 1, 2000, to transfer an amount not to exceed Six Million Six
409 Hundred Thousand Dollars (\$6,600,000.00) from the funds allocated
410 to the Contractual Services major object of expenditure of the
411 Division of Child Support Enforcement to any major object of

412expenditure within the Division of Child Support Enforcement, and
413to escalate positions not to exceed ninety (90) permanent
414full-time positions.

415 SECTION 9. Of the funds appropriated under the provisions of
416Sections 1 and 2, and authorized for expenditure in Section 4, the
417amount of One Hundred Fifty Thousand Dollars (\$150,000.00) is
418provided for the support of the Jackson State University -
419Continuing Education Learning Center.

420 SECTION 10. None of the funds appropriated under the
421provisions of Sections 1 and 2 shall be used to pay any contractor
422that is not a successful bidder for genetic paternity testing
423services bid by the Department of Human Services.

424 SECTION 11. Of the funds appropriated in Section 2, One
425Million Dollars (\$1,000,000.00) shall be transferred to the
426Department of Health, Child Care Licensure Program from the Child
427Care Development Fund or other appropriate special fund. These
428funds are to be transferred to the Board of Health no later than
429July 31, 2000. The Department of Health shall make a complete
430accounting to the Department of Human Services detailing the uses
431of these funds in accordance with federal and state regulations.

432 SECTION 12. It is the intention of the Legislature that the
433Department of Human Services contract with the Department of
434Health to operate the School Nurse Teen Pregnancy Prevention Pilot
435Program as described in House Bill No. 766 of the 1997 Legislative
436Session, in compliance with all applicable TANF federal and state
437regulations.

438 SECTION 13. The money herein appropriated shall be paid by
439the State Treasurer out of any money in the State Treasury to the
440credit of the proper fund or funds as set forth in this act, upon
441warrants issued by the State Fiscal Officer; and the State Fiscal
442Officer shall issue his warrants upon requisitions signed by the
443proper person, officer or officers, in the manner provided by law.

444 SECTION 14. This act shall take effect and be in force from
445and after July 1, 2000, with the exception of Section 8, which
446shall take effect and be in force from and after the passage of

447this act.