

By: Representatives Read, Snowden, Baker,
Banks, Beckett, Bennett, Boyd, Clarke,
Cockerham, Gipson, Watson

To: Appropriations

HOUSE BILL NO. 1588
(As Sent to Governor)

1 AN ACT MAKING AN APPROPRIATION FROM GENERAL FUNDS IN THE
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
3 MISSISSIPPI DEPARTMENT OF INSURANCE FOR THE FISCAL YEAR 2019.

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

5 **SECTION 1.** The following sum, or so much thereof as may be
6 necessary, is appropriated out of any money in the State General
7 Fund not otherwise appropriated, for the purpose of defraying the
8 expenses of the Mississippi Department of Insurance for the fiscal
9 year beginning July 1, 2018, and ending June 30, 2019.....
10\$ 11,893,720.00.

11 **SECTION 2.** Of the funds appropriated under the provisions of
12 this act, the following positions are authorized:

13 AUTHORIZED POSITIONS:

14	Permanent:	Full Time.....	139
15		Part Time.....	0
16	Time-Limited:	Full Time.....	1
17		Part Time.....	4



18 With the funds herein appropriated, it shall be the agency's
19 responsibility to make certain that funds required to be
20 appropriated for "Personal Services" for Fiscal Year 2020 do not
21 exceed Fiscal Year 2019 funds appropriated for that purpose,
22 unless programs or positions are added to the agency's Fiscal Year
23 2019 budget by the Mississippi Legislature. Based on data
24 provided by the Legislative Budget Office, the State Personnel
25 Board shall determine and publish the projected annual cost to
26 fully fund all appropriated positions in compliance with the
27 provisions of this act. It shall be the responsibility of the
28 agency head to ensure that no single personnel action increases
29 this projected annual cost and/or the Fiscal Year 2019
30 appropriations for "Personal Services" when annualized, with the
31 exception of escalated funds and the award of benchmarks. If, at
32 the time the agency takes any action to change "Personal
33 Services," the State Personnel Board determines that the agency
34 has taken an action which would cause the agency to exceed this
35 projected annual cost or the Fiscal Year 2019 "Personal Services"
36 appropriated level, when annualized, then only those actions which
37 reduce the projected annual cost and/or the appropriation
38 requirement will be processed by the State Personnel Board until
39 such time as the requirements of this provision are met.

40 Any transfers or escalations shall be made in accordance with
41 the terms, conditions and procedures established by law or
42 allowable under the terms set forth within this act. The State



43 Personnel Board shall not escalate positions without written
44 approval from the Department of Finance and Administration. The
45 Department of Finance and Administration shall not provide written
46 approval to escalate any funds for salaries and/or positions
47 without proof of availability of new or additional funds above the
48 appropriated level.

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

53 None of the funds herein appropriated shall be used in
54 violation of Internal Revenue Service's Publication 15-A relating
55 to the reporting of income paid to contract employees, as
56 interpreted by the Office of the State Auditor.

57 **SECTION 3.** It is the intention of the Legislature that the
58 Mississippi Department of Insurance shall maintain complete
59 accounting and personnel records related to the expenditure of all
60 funds appropriated under this act and that such records shall be
61 in the same format and level of detail as maintained for Fiscal
62 Year 2018. It is further the intention of the Legislature that
63 the agency's budget request for Fiscal Year 2020 shall be
64 submitted to the Joint Legislative Budget Committee in a format
65 and level of detail comparable to the format and level of detail
66 provided during the Fiscal Year 2019 budget request process.



67 In compliance with the "Mississippi Performance Budget and
 68 Strategic Planning Act of 1994," it is the intent of the
 69 Legislature that the funds provided herein shall be utilized in
 70 the most efficient and effective manner possible to achieve the
 71 intended mission of this agency. Based on the funding authorized,
 72 this agency shall make every effort to attain the targeted
 73 performance measures provided below:

	FY2019
<u>Performance Measures</u>	<u>Target</u>
Lic & Reg MS Ins Co's & Agents	
Number of (Producer, etc) Licenses Issued	85,000
Average Cost per License Issued	35.00
Number of Agent's Certificates of Authority (C/A) Issued	350,000
Average Cost per Agent Certificate of Authority Issued	30.00
Number of Requests For Assistance	0
Average Cost Per Customer Inquiry/ Complaint Addressed	34.00
Average Premium Cost for Homeowners Insurance	1,629.00
Number of Fire Marshal Investigations	650
Cost per Fire Marshal Investigation	522.00
Number of Fire Marshal Inspections	8,000
Average Cost per Fire Marshal Inspection	60.00



92	Liquefied Compressed Gas	
93	Number of Accidents/Injuries/Deaths	
94	Due to Incidents Involving	
95	Liquefied Compressed Gas	3
96	Number of Inspections	6,100
97	Average Cost per Inspection	60.00
98	Number of Safety Training	
99	Schools/Seminars	250
100	Average Cost of Safety Training School	145.00

101 A reporting of the degree to which the performance targets
102 set above have been or are being achieved shall be provided in the
103 agency's budget request submitted to the Joint Legislative Budget
104 Committee for Fiscal Year 2020.

105 **SECTION 4.** Of the funds appropriated under the provisions of
106 Section 1, Fifteen Thousand Seventy-nine Dollars (\$15,079.00) is
107 provided for the Mississippi Fire Personnel Minimum Standards and
108 Certification Board.

109 **SECTION 5.** Of the funds appropriated under the provisions of
110 Section 1, funds in the amount of Ten Thousand Dollars
111 (\$10,000.00) are provided and shall be expended to pay the annual
112 dues for the National Conference of Insurance Legislators.

113 **SECTION 6.** It is the intention of the Legislature that none
114 of the funds appropriated above shall be expended unless members
115 of the Mississippi House of Representatives and Mississippi Senate
116 are notified at least five (5) days prior to a public ceremony



117 announcing the award of any grant in their district or any public
118 announcement or ceremony regarding the groundbreaking or opening
119 of a facility, roadway or bridge for which the Legislature has
120 made funds available. Any signage regarding any public event or
121 any new facility, roadway or bridge shall include the following
122 language: "Funds were made available for this project by the
123 Mississippi State Legislature."

124 **SECTION 7.** It is the intention of the Legislature that
125 whenever two (2) or more bids are received by this agency for the
126 purchase of commodities or equipment, and whenever all things
127 stated in such received bids are equal with respect to price,
128 quality and service, the Mississippi Industries for the Blind
129 shall be given preference. A similar preference shall be given to
130 the Mississippi Industries for the Blind whenever purchases are
131 made without competitive bids.

132 **SECTION 8.** Within the limits of the funds available to the
133 Mississippi Insurance Department for such purpose, the
134 Commissioner of Insurance for the Mississippi Insurance Department
135 may grant a paid internship to students pursuing junior or senior
136 undergraduate level year coursework toward a bachelor's degree in
137 risk management insurance or graduate level coursework towards a
138 master's degree in business administration. Those applicants
139 deemed qualified by the Mississippi Department of Insurance shall
140 receive funds that may be used to pay for tuition, books and
141 related fees to pursue their degree. It is the intent of the



142 Legislature that the paid internship program shall be used as
143 incentive for risk management insurance careers at the Mississippi
144 Insurance Department.

145 **SECTION 9.** Of the funds appropriated in Section 1, Two
146 Hundred Fifty Thousand Dollars (\$250,000.00) is provided for the
147 State Fire Marshal's Office for fire safety prevention and
148 services, including, but not limited to, fire protection supplies
149 and materials, smoke alarms, and public service announcements
150 providing fire prevention information.

151 **SECTION 10.** The following sum, or so much thereof as may be
152 necessary, and contingent upon the passage of Senate Bill No 2467,
153 2018 Regular Session, is hereby appropriated out of any money in
154 the special fund in the State Treasury to the credit of the Rural
155 Fire Truck Acquisition Assistance Fund and/or the Supplemental
156 Rural Fire Truck Fund, which was created in Section 1, Laws of
157 2004, Third Extraordinary Session, to the Mississippi Department
158 of Insurance for the Rural Fire Truck Acquisition Assistance
159 Program for the fiscal year beginning July 1, 2018, and ending
160 June 30, 2019.....\$ 2,700,000.00.

161 **SECTION 11.** The following sum, or so much thereof as may be
162 necessary, is appropriated out of any money in the State Treasury
163 to the credit of the Propane Education and Research Program Fund,
164 for the purpose of research and development of more cost effective
165 uses of propane and on educational programs, safety programs, and
166 market development of propane during the fiscal year.....



167\$ 130,000.00

168 **SECTION 12.** The money herein appropriated shall be paid by
169 the State Treasurer out of any money in the State Treasury to the
170 credit of the proper fund or funds as set forth in this act, upon
171 warrants issued by the State Fiscal Officer; and the State Fiscal
172 Officer shall issue his warrants upon requisitions signed by the
173 proper person, officer or officers, in the manner provided by law.

174 **SECTION 13.** This act shall take effect and be in force from
175 and after July 1, 2018.

