

**Senate Amendments to House Bill No. 1651**

**TO THE CLERK OF THE HOUSE:**

**THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:**

**AMENDMENT NO. 1**

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

4           **SECTION 1.** The following sum, or so much thereof as may be  
5 necessary, is appropriated out of any money in the State General  
6 Fund not otherwise appropriated, to the Department of  
7 Rehabilitation Services for the fiscal year beginning  
8 July 1, 2019, and ending June 30, 2020.....\$     24,330,137.00.

9           **SECTION 2.** The following sum, or so much thereof as may be  
10 necessary, is appropriated out of any money in any special fund in  
11 the State Treasury to the credit of the Department of  
12 Rehabilitation Services which is comprised of special source funds  
13 collected by or otherwise available to the department for the  
14 support of the various offices of the department, for the purpose  
15 of defraying the expenses of the department for the fiscal year  
16 beginning July 1, 2019, and ending June 30, 2020.....  
17 .....\$     206,572,838.00.

18           **SECTION 3.** Of the funds appropriated under the provisions of  
19 Section 2, Three Million Six Hundred Eighty-one Thousand Eight  
20 Hundred Two Dollars (\$3,681,802.00) shall be derived from the

21 Health Care Expendable Fund created in Section 43-13-407,  
22 Mississippi Code of 1972. The above funds shall be allocated as  
23 follows:

24	Fully match all available federal	
25	funds.....	\$ 2,782,590.00
26	Independent Living Program which	
27	includes the State Attendant	
28	Care Program.....	\$ 854,903.00
29	Deaf and hard of hearing.....	\$ 44,309.00

30 **SECTION 4.** Of the funds appropriated under the provisions of  
31 Sections 1, 2 and 3, the following positions are authorized:

32 AUTHORIZED POSITIONS:

33	Permanent:	Full Time.....	950
34		Part Time.....	8
35	Time-Limited:	Full Time.....	205
36		Part Time.....	1

37 The Office of Vocational Rehabilitation for the Blind shall  
38 remain accredited by using not more than Five Hundred Dollars  
39 (\$500.00) of the funds appropriated along with matching funds for  
40 payment of fees to an accreditation agency recommended by the  
41 Rehabilitation Services Administration.

42 With the funds herein appropriated, it shall be the agency's  
43 responsibility to make certain that funds required to be  
44 appropriated for "Personal Services" for Fiscal Year 2021 do not  
45 exceed Fiscal Year 2020 funds appropriated for that purpose,  
46 unless programs or positions are added to the agency's Fiscal Year

47 2020 budget by the Mississippi Legislature. Based on data  
48 provided by the Legislative Budget Office, the State Personnel  
49 Board shall determine and publish the projected annual cost to  
50 fully fund all appropriated positions in compliance with the  
51 provisions of this act. It shall be the responsibility of the  
52 agency head to ensure that no single personnel action increases  
53 this projected annual cost and/or the Fiscal Year 2020  
54 appropriations for "Personal Services" when annualized, with the  
55 exception of escalated funds and the award of benchmarks. If, at  
56 the time the agency takes any action to change "Personal  
57 Services," the State Personnel Board determines that the agency  
58 has taken an action which would cause the agency to exceed this  
59 projected annual cost or the Fiscal Year 2020 "Personal Services"  
60 appropriated level, when annualized, then only those actions which  
61 reduce the projected annual cost and/or the appropriation  
62 requirement will be processed by the State Personnel Board until  
63 such time as the requirements of this provision are met.

64 Any transfers or escalations shall be made in accordance with  
65 the terms, conditions and procedures established by law or  
66 allowable under the terms set forth within this act. The State  
67 Personnel Board shall not escalate positions without written  
68 approval from the Department of Finance and Administration. The  
69 Department of Finance and Administration shall not provide written  
70 approval to escalate any funds for salaries and/or positions  
71 without proof of availability of new or additional funds above the  
72 appropriated level.

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

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

81 **SECTION 5.** It is the intention of the Legislature that the  
82 Department of Rehabilitation Services shall maintain complete  
83 accounting and personnel records related to the expenditure of all  
84 funds appropriated under this act and that such records shall be  
85 in the same format and level of detail as maintained for Fiscal  
86 Year 2019. It is further the intention of the Legislature that  
87 the agency's budget request for Fiscal Year 2021 shall be  
88 submitted to the Joint Legislative Budget Committee in a format  
89 and level of detail comparable to the format and level of detail  
90 provided during the Fiscal Year 2020 budget request process.

91 **SECTION 6.** Of the funds appropriated herein, the Mississippi  
92 Department of Rehabilitation Services through the Office of  
93 Vocational Rehabilitation for the Blind is authorized to expend an  
94 amount not to exceed One Hundred Thousand Dollars (\$100,000.00)  
95 for the National Federation for the Blind (NFB) News line service  
96 to allow blind and visually impaired persons to access newspapers  
97 through toll-free telephone calls.

98           **SECTION 7.** It is the intention of the Legislature that  
 99 whenever two (2) or more bids are received by this agency for the  
 100 purchase of commodities or equipment, and whenever all things  
 101 stated in such received bids are equal with respect to price,  
 102 quality and service, the Mississippi Industries for the Blind  
 103 shall be given preference. A similar preference shall be given to  
 104 the Mississippi Industries for the Blind whenever purchases are  
 105 made without competitive bids.

106           **SECTION 8.** In compliance with the "Mississippi Performance  
 107 Budget and Strategic Planning Act of 1994," it is the intent of  
 108 the Legislature that the funds provided herein shall be utilized  
 109 in the most efficient and effective manner possible to achieve the  
 110 intended mission of this agency. Based on the funding authorized,  
 111 this agency shall make every effort to attain the targeted  
 112 performance measures provided below:

113		FY2020
114	<u>Performance Measures</u>	<u>Target</u>
115	Disability Determination Services	
116	Dispositions	110.00
117	Processing Time	98.00
118	Special Disability Programs	
119	Clients Served (Number of)	3,300.00
120	Percentage Change in Persons Receiving	
121	HCBW Services Compared to Waiting List	58.00
122	Ratio of Cost to HCBW Services per	
123	Person Compared to an Institutional	

124	Setting	38.00
125	Support Services	
126	Percentage of Total Budget	2.00
127	Spinal Cord & Head Injury Program	
128	Clients Served (Number of)	1,000.00
129	Percentage Change in Number of Spinal	
130	Cord and Brain Injuries per Year	3.00
131	Vocational Rehabilitation	
132	Clients Served (Number of)	13,900.00
133	Clients Rehabilitated (Number of)	2,250.00
134	Percentage Change of Persons Employed	
135	Compared to Total Persons Served	16.00
136	Persons Employed with Pay Rate Greater	
137	Than Federal or State Minimum Wage	2,200.00
138	Persons With Significant Disabilities	
139	Leaving VR with Competitive, Self, or	
140	BEP Employment, Wage = or > than Minimum	60.00
141	Voc Rehabilitation For The Blind	
142	Blind & Visually Impaired Served (Persons)	1,685.00
143	Persons Rehabilitated (Number of)	575.00
144	Number Served, Independent Living	977.00
145	Percentage Change of Persons Employed	
146	Compared to Total Persons Served	0.21
147	A reporting of the degree to which the performance targets	
148	set above have been or are being achieved shall be provided in the	

149 agency's budget request submitted to the Joint Legislative Budget  
150 Committee for Fiscal Year 2021.

151       **SECTION 9.** Of the funds appropriated in Section 1, it is the  
152 intention of the Legislature that One Million Five Hundred  
153 Sixty-three Thousand Thirty-nine Dollars (\$1,563,039.00) shall be  
154 allocated to the Spinal Cord & Head Injury Trust supported from  
155 General Fund court assessments.

156       **SECTION 10.** Of the fund appropriated in Section 1, One  
157 Million Dollars (\$1,000,000.00) is provided for the support of the  
158 Independent Living Home and Community Based Waiver programs along  
159 with any additional funds that may be appropriated to these  
160 programs.

161       **SECTION 11.** It is the intention of the Legislature that the  
162 funds herein appropriated shall be expended in compliance with  
163 Section 27-104-25, Mississippi Code of 1972, that no state agency  
164 shall incur obligations or indebtedness in excess of their  
165 appropriation and that the responsible officers, either personally  
166 or upon their official bonds, shall be held responsible for  
167 actions contrary to this provision.

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, 2019.

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Liz Welch  
Secretary of the Senate