

## House Amendments to Senate Bill No. 2957

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE 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:

5       **SECTION 1.** The following sum, or so much thereof as may be  
6 necessary, is hereby appropriated out of any money in the State  
7 General Fund not otherwise appropriated for the purpose of  
8 defraying the expenses of the Mississippi Gaming Commission for  
9 the fiscal year beginning July 1, 2020, and ending  
10 June 30, 2021.....\$       8,391,018.00.

11       **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is appropriated out of any money in the special fund in  
13 the State Treasury to the credit of the Mississippi Gaming  
14 Commission, for the purpose of defraying the expenses of the  
15 commission for the fiscal year beginning July 1, 2020, and ending  
16 June 30, 2021.....\$       755,177.00.

17       **SECTION 3.** Of the funds appropriated under the provisions of  
18 this act, the following positions are authorized:

19       AUTHORIZED POSITIONS:

20	Permanent:	Full Time.....	111
21		Part Time.....	0

22           Time-Limited: Full Time..... 0  
23                           Part Time..... 0

24           With the funds herein appropriated, it shall be the agency's  
25 responsibility to make certain that funds required to be  
26 appropriated for "Personal Services" for Fiscal Year 2022 do not  
27 exceed Fiscal Year 2021 funds appropriated for that purpose,  
28 unless programs or positions are added to the agency's Fiscal Year  
29 2021 budget by the Mississippi Legislature. Based on data  
30 provided by the Legislative Budget Office, the State Personnel  
31 Board shall determine and publish the projected annual cost to  
32 fully fund all appropriated positions in compliance with the  
33 provisions of this act. It shall be the responsibility of the  
34 agency head to ensure that no single personnel action increases  
35 this projected annual cost and/or the Fiscal Year 2021  
36 appropriations for "Personal Services" when annualized, with the  
37 exception of escalated funds and the award of benchmarks. If, at  
38 the time the agency takes any action to change "Personal  
39 Services," the State Personnel Board determines that the agency  
40 has taken an action which would cause the agency to exceed this  
41 projected annual cost or the Fiscal Year 2021 "Personal Services"  
42 appropriated level, when annualized, then only those actions which  
43 reduce the projected annual cost and/or the appropriation  
44 requirement will be processed by the State Personnel Board until  
45 such time as the requirements of this provision are met.

46           Any transfers or escalations shall be made in accordance with  
47 the terms, conditions and procedures established by law or

allowable under the terms set forth within this act. The State Personnel Board shall not escalate positions without written approval from the Department of Finance and Administration. The Department of Finance and Administration shall not provide written approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

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

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

**SECTION 4.** Of the funds appropriated in Section 2, a portion shall be derived from the amount of forfeited property that is seized by the Gaming Commission, which shall be deposited into a special fund created by the Department of Finance and Administration and may be expended by the commission for the specific purpose of increasing law enforcement resources as outlined in Section 41-29-185, Mississippi Code 1972.

**SECTION 5.** Of the funds appropriated in Section 2, a portion shall be derived from the amount that is received by the Gaming Commission under the Gaming Control Act, which shall be deposited into a special fund created by the Department of Finance and

Administration and may be expended by the commission for the purpose of investigating, permitting, inter-agency fees, and providing fingerprint analysis by the Department of Public Safety.

**SECTION 6.** It is the intention of the Legislature that whenever two (2) or more bids are received by this agency for the purchase of commodities or equipment, and whenever all things stated in such received bids are equal with respect to price, quality and service, the Mississippi Industries for the Blind shall be given preference. A similar preference shall be given to the Mississippi Industries for the Blind whenever purchases are made without competitive bids.

**SECTION 7.** It is the intention of the Legislature that the Gaming Commission shall maintain complete accounting and personnel records related to the expenditure of all funds appropriated under this act and that such records shall be in the same format and level of detail as maintained for Fiscal Year 2020. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2022 shall be submitted to the Joint Legislative Budget Committee in a format and level of detail comparable to the format and level of detail provided during the Fiscal Year 2021 budget request process.

**SECTION 8.** In compliance with the "Mississippi Performance Budget and Strategic Planning Act of 1994," it is the intent of the Legislature that the funds provided herein shall be utilized in the most efficient and effective manner possible to achieve the intended mission of this agency. Based on the funding authorized,

this agency shall make every effort to attain the targeted performance measures provided below:

	FY2021
<u>Performance Measures</u>	<u>Target</u>
Riverboat Gaming	
Annual State Riverboat Gaming Revenues (\$)	2,169,380,793.00
Casinos Regulated (Number of)	28
Average Cost per Employee to Total State	
Riverboat Gaming Revenues (\$)	19,198,060.00

Charitable Bingo

Bingo Applications Received (Number of)	11
Bingo Halls Regulated (Number of)	68
Average Cost per Employee to Total State	
Charitable Bingo Revenues (\$)	5,000,000.00

A reporting of the degree to which the performance targets set above have been or are being achieved shall be provided in the agency's budget request submitted to the Joint Legislative Budget Committee for Fiscal Year 2022.

**SECTION 9.** It is the intention of the Legislature that the funds herein appropriated shall be expended in compliance with Section 27-104-25, Mississippi Code of 1972, that no state agency shall incur obligations or indebtedness in excess of their appropriation and that the responsible officers, either personally or upon their official bonds, shall be held responsible for actions contrary to this provision.

125       **SECTION 10.** The money herein appropriated shall be paid by  
126 the State Treasurer out of any money in the State Treasury to the  
127 credit of the proper fund or funds as set forth in this act, upon  
128 warrants issued by the State Fiscal Officer; and the State Fiscal  
129 Officer shall issue his warrants upon requisitions signed by the  
130 proper person, officer or officers in the manner provided by law.

131       **SECTION 11.** This act shall take effect and be in force from  
132 and after July 1, 2020, and shall stand repealed from and after  
133 June 30, 2020.

HR13\SB2957A.J

Andrew Ketchings  
Clerk of the House of Representatives