

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 2957

BY: Committee

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

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58 act and which are withdrawn and no longer available.

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

63 **SECTION 4.** Of the funds appropriated in Section 2, a portion
64 shall be derived from the amount of forfeited property that is



65 seized by the Gaming Commission, which shall be deposited into a
66 special fund created by the Department of Finance and
67 Administration and may be expended by the commission for the
68 specific purpose of increasing law enforcement resources as
69 outlined in Section 41-29-185, Mississippi Code 1972.

70 **SECTION 5.** Of the funds appropriated in Section 2, a portion
71 shall be derived from the amount that is received by the Gaming
72 Commission under the Gaming Control Act, which shall be deposited
73 into a special fund created by the Department of Finance and
74 Administration and may be expended by the commission for the
75 purpose of investigating, permitting, inter-agency fees, and
76 providing fingerprint analysis by the Department of Public Safety.

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

85 **SECTION 7.** It is the intention of the Legislature that the
86 Gaming Commission shall maintain complete accounting and personnel
87 records related to the expenditure of all funds appropriated under
88 this act and that such records shall be in the same format and
89 level of detail as maintained for Fiscal Year 2020. It is further



90 the intention of the Legislature that the agency's budget request
 91 for Fiscal Year 2022 shall be submitted to the Joint Legislative
 92 Budget Committee in a format and level of detail comparable to the
 93 format and level of detail provided during the Fiscal Year 2021
 94 budget request process.

95 **SECTION 8.** In compliance with the "Mississippi Performance
 96 Budget and Strategic Planning Act of 1994," it is the intent of
 97 the Legislature that the funds provided herein shall be utilized
 98 in the most efficient and effective manner possible to achieve the
 99 intended mission of this agency. Based on the funding authorized,
 100 this agency shall make every effort to attain the targeted
 101 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



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

118 **SECTION 9.** It is the intention of the Legislature that the
119 funds herein appropriated shall be expended in compliance with
120 Section 27-104-25, Mississippi Code of 1972, that no state agency
121 shall incur obligations or indebtedness in excess of their
122 appropriation and that the responsible officers, either personally
123 or upon their official bonds, shall be held responsible for
124 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.

