

**Senate Amendments to House Bill No. 1698**

**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:**

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, 2020, and ending June 30, 2021.....  
10 .....\$       10,898,720.00.

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.....	130
15		Part Time.....	0
16	Time-Limited:	Full Time.....	1
17		Part Time.....	2

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 2022 do not  
21 exceed Fiscal Year 2021 funds appropriated for that purpose,

22 unless programs or positions are added to the agency's Fiscal Year  
23 2021 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 2021  
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 2021 "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 2020. It is further the intention of the Legislature that  
63 the agency's budget request for Fiscal Year 2022 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 2021 budget request process.

67 **SECTION 4.** In compliance with the "Mississippi Performance  
68 Budget and Strategic Planning Act of 1994," it is the intent of  
69 the Legislature that the funds provided herein shall be utilized  
70 in 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:

74		FY2021
75	<u>Performance Measures</u>	<u>Target</u>
76	Lic & Reg MS Ins Co's & Agents	
77	Number of (Producer, etc) Licenses Issued	151,000
78	Average Cost Per License Issued (\$)	35.00
79	Number of Agent's C/A's Issued	430,000
80	Average Cost Per Agent C/A Issued (\$)	45.00
81	Number of Requests for Assistance	12,000
82	Average Cost Per Customer I/C Addressed (\$)	50.00
83	Number of Fire Marshal Investigations	1,100
84	Cost Per Fire Marshal Investigation (\$)	550.00
85	Number of Fire Marshal Inspections	8,100
86	Average Cost Per Fire Marshal Inspection (\$)	60.00
87	Liquefied Compressed Gas	
88	Number of Accidents/Injuries/Deaths due	
89	to Incidents Involving LCG	0
90	Number of Inspections	6,500
91	Average Cost Per Inspection (\$)	60.00
92	Number of Safety Training Schools/Seminars	160
93	Average Cost Per Safety Training School (\$)	145.00

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

98           **SECTION 5.** Of the funds appropriated under the provisions of  
99 Section 1, Fifteen Thousand Seventy-nine Dollars (\$15,079.00) is  
100 provided for the Mississippi Fire Personnel Minimum Standards and  
101 Certification Board.

102           **SECTION 6.** Of the funds appropriated under the provisions of  
103 Section 1, funds in the amount of Ten Thousand Dollars  
104 (\$10,000.00) are provided and shall be expended to pay the annual  
105 dues for the National Conference of Insurance Legislators.

106           **SECTION 7.** It is the intention of the Legislature that none  
107 of the funds appropriated above shall be expended unless members  
108 of the Mississippi House of Representatives and Mississippi Senate  
109 are notified at least five (5) days prior to a public ceremony  
110 announcing the award of any grant in their district or any public  
111 announcement or ceremony regarding any project for which the  
112 Legislature has made funds available. Any signage regarding any  
113 public event or project shall include the following language:  
114 "Funds were made available for this project by the Mississippi  
115 State Legislature."

116           **SECTION 8.** It is the intention of the Legislature that  
117 whenever two (2) or more bids are received by this agency for the  
118 purchase of commodities or equipment, and whenever all things  
119 stated in such received bids are equal with respect to price,  
120 quality and service, the Mississippi Industries for the Blind  
121 shall be given preference. A similar preference shall be given to  
122 the Mississippi Industries for the Blind whenever purchases are  
123 made without competitive bids.

124           **SECTION 9.** Within the limits of the funds available to the  
125 Mississippi Insurance Department for such purpose, the  
126 Commissioner of Insurance for the Mississippi Insurance Department  
127 may grant a paid internship to students pursuing junior or senior  
128 undergraduate level year coursework toward a bachelor's degree in  
129 risk management insurance or graduate level coursework towards a  
130 master's degree in business administration. Those applicants  
131 deemed qualified by the Mississippi Department of Insurance shall  
132 receive funds that may be used to pay for tuition, books and  
133 related fees to pursue their degree. It is the intent of the  
134 Legislature that the paid internship program shall be used as  
135 incentive for risk management insurance careers at the Mississippi  
136 Insurance Department.

137           **SECTION 10.** Of the funds appropriated in Section 1, Two  
138 Hundred Fifty Thousand Dollars (\$250,000.00) is provided for the  
139 State Fire Marshal's Office for fire safety prevention and  
140 services, including, but not limited to, fire protection supplies  
141 and materials, smoke alarms, and public service announcements  
142 providing fire prevention information.

143           **SECTION 11.** The following sum, or so much thereof as may be  
144 necessary, is appropriated out of any money in the State Treasury  
145 to the credit of the Propane Education and Research Program Fund,  
146 for the purpose of research and development of more cost effective  
147 uses of propane and on educational programs, safety programs, and  
148 market development of propane for the fiscal year beginning  
149 July 1, 2020, and ending June 30, 2021.....\$           130,000.00.

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

156           **SECTION 13.** This act shall take effect and be in force from  
157 and after July 1, 2020, and shall stand repealed June 30, 2020.

SS05\HB1698A.J

Eugene S. Clarke  
Secretary of the Senate