

Senate Amendments to House Bill No. 1715

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 Human
7 Services for the fiscal year beginning July 1, 2020, and ending
8 June 30, 2021.....\$ 179,977,212.00.

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 Human
12 Services which is comprised of special source funds collected by
13 or otherwise available to the department for the support of the
14 various divisions of the department, for the purpose of defraying
15 the expenses of the department for the fiscal year beginning
16 July 1, 2020, and ending June 30, 2021.....
17\$ 1,399,712,340.00.

18 **SECTION 3.** None of the funds appropriated by this act shall
19 be expended for any purpose that is not actually required or
20 necessary for performing any of the powers or duties of the

21 Department of Human Services that are authorized by the
22 Mississippi Constitution of 1890, state or federal law, or rules
23 or regulations that implement state or federal law.

24 **SECTION 4.** Of the funds appropriated under the provisions of
25 Section 1 of this act and authorized for expenditure under the
26 provisions of Section 2 of this act, not more than the amounts set
27 forth below shall be expended; however, notwithstanding any other
28 provision in this act, it is the intent of the Legislature that
29 any amount of funds and positions may be transferred between the
30 Department of Human Services and the Department of Child
31 Protection Services in order to comply with agreements made by the
32 State of Mississippi with the United States District Court in
33 reference to the Olivia Y., et al. lawsuit.

34 **DEPARTMENT OF HUMAN SERVICES**

35 FUNDING:

36	General Funds.....	\$	65,029,333.00.
37	Special Funds.....	\$	<u>1,281,048,791.00.</u>
38	Total.....	\$	1,346,078,124.00.

39 With the funds appropriated for this budget, the following
40 positions are authorized:

41 AUTHORIZED POSITIONS:

42	Permanent:	Full Time.....	1,741
43		Part Time.....	1
44	Time-Limited:	Full Time.....	474
45		Part Time.....	0

46 **DIVISION OF CHILD PROTECTION SERVICES**

47	FUNDING:		
48	General Funds.....	\$	114,947,879.00
49	Special Funds.....	\$	<u>118,663,549.00</u>
50	Total.....	\$	233,661,428.00

51 With the funds appropriated for this budget, the following
52 positions are authorized:

53 AUTHORIZED POSITIONS:

54	Permanent:	Full Time.....	1,537
55		Part Time.....	0
56	Time-Limited:	Full Time.....	417
57		Part Time.....	0

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

62 **SECTION 5.** It is the intention of the Legislature that the
63 Department of Human Services and Department of Child Protection
64 Services shall maintain complete accounting and personnel records
65 related to the expenditure of all funds appropriated under this
66 act and that such records shall be in the same format and level of
67 detail as maintained for Fiscal Year 2020. It is further the
68 intention of the Legislature that the agency's budget request for
69 Fiscal Year 2022 shall be submitted to the Joint Legislative
70 Budget Committee in a format and level of detail comparable to the
71 format and level of detail provided during the Fiscal Year 2021
72 budget request process.

73 **SECTION 6.** Of the funds appropriated in Section 2 herein to
74 Department of Human Services, One Million Dollars (\$1,000,000.00)
75 shall be transferred to the Department of Health, Child Care
76 Licensure Program from the Child Care Development Fund or other
77 appropriate special fund. These funds are to be transferred to
78 the Board of Health no later than July 31, 2020. The Department
79 of Health shall make a complete accounting to the Department of
80 Human Services detailing the uses of these funds in accordance
81 with federal and state regulations.

82 **SECTION 7.** It is the intention of the Legislature that
83 whenever two (2) or more bids are received by this agency for the
84 purchase of commodities or equipment, and whenever all things
85 stated in such received bids are equal with respect to price,
86 quality and service, the Mississippi Industries for the Blind
87 shall be given preference. A similar preference shall be given to
88 the Mississippi Industries for the Blind whenever purchases are
89 made without competitive bids.

90 **SECTION 8.** The Department of Human Services and the
91 Department of Child Protection Services are authorized to expend
92 available funds on technology or equipment upgrades or
93 replacements when it will generate savings through efficiency or
94 when the savings generated from such upgrades or replacements
95 exceed expenditures thereof.

96 **SECTION 9.** It is the intention of the Legislature that none
97 of the funds provided herein shall be used to pay certain
98 utilities for state furnished housing for any employees. Such

99 utilities shall include electricity, natural gas, butane, propane,
 100 cable and phone services. Where actual cost cannot be determined,
 101 the agency shall be required to provide meters to be in compliance
 102 with legislative intent. Such state furnished housing shall
 103 include single-family and multi-family residences but shall not
 104 include any dormitory residences. Allowances for such utilities
 105 shall be prohibited.

106 **SECTION 10.** 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	FY2021
114 <u>Performance Measures</u>	<u>Target</u>
115 Support Services	
116 Percentage of Referred/Directed	
117 Investigative Audits Conducted (%)	100.00
118 Percentage of Special Investigations	
119 Conducted (%)	95.00
120 Percentage of Referred/Obtained Fraud	
121 Investigations Conducted Timely (%)	100.00
122 Percentage of Referred Administrative	
123 Disqualification Hearings & Fair	
124 Hearings Conducted Timely (%)	99.00

125	Percentage of Monitoring Reviews	
126	Conducted within Acceptable Timeframes	
127	(%)	98.00
128	Total Amount of Funds Recovered (\$)	3,500,000.00
129	Aging & Adult Services	
130	In-Home Services - Age 60 + (Persons Served)	100,542
131	Community Services - Age 60 + (Persons	
132	Served)	73,787
133	Congregate Meals (Number of)	232,791
134	Home Delivered Meals (Number of)	1,486,361
135	Substantiated Incidences of Abuse of	
136	Vulnerable Adults per 1,000 Population	0.20
137	Home Delivered Meals, Percent Reduction	
138	of Persons on Waiting list (%)	5.00
139	Child Support Enforcement	
140	Paternities Established (Number of)	12,200
141	Percent Change in Paternities	
142	Established (%)	-4.00
143	Obligations Established (Number of)	25,200
144	Percent Change in Obligations	
145	Established (%)	2.00
146	Total Collections (\$)	374,500,000.00
147	Percent Change in Total Collections (%)	1.50
148	Absent Parents Located (Number of)	72,000
149	Child Support Cases Current on Payments (%)	25.00
150	Community Services	

151	Elderly Served by CSBG & LIHEAP (Number of)	19,579
152	Disabled Served CSBG/LIHEAP (Number of)	18,000
153	Households Achieving Self-Sufficiency	
154	CSBG/LIHEAP (Number of)	882
155	Increase in Rate of Household Attaining	
156	Self-Sufficiency (%)	2.00
157	Households Stabilized CSBG/LIHEAP	
158	(Number of)	17,712
159	Percent Increase in the Number of	
160	Households Stabilized (%)	2.00
161	Households Weatherized (Number of)	516
162	Early Childhood Care & Dev	
163	Children Served (Number of)	28,000
164	Assistance Payments	
165	Dollar Amount of Assistance (\$)	690,000.00
166	Food Assistance	
167	Average Monthly Households	225,000
168	Supplement Nutrition Assistance Program	
169	- SNAP (\$)	716,413,100.00
170	Percentage of Mississippi Households	
171	Receiving SNAP Benefits (%)	22.51
172	Tanf Work Program	
173	Average Monthly TANF Households (Number of)	4,600
174	Average Monthly Persons Served in TANF	
175	Work Program (Number of)	1,107
176	TANF Work Program Participation Rate (%)	60.00

177	Persons Employed Through the TANF Work	
178	Program for the Year (Number of)	720
179	Households Receiving TANF Benefits	
180	During the Year (Number of)	4,600
181	Percentage of Households Receiving TANF	
182	During the Year (%)	49.00
183	Percentage of TANF Participants in Job	
184	Training Who Enter Employment (%)	30.00
185	Percentage of TANF Participants in Job	
186	Training Who Enter Employment at a	
187	Salary Sufficient to be Ineligible for	
188	TANF (%)	19.00
189	Percentage of TANF Participants in Job	
190	Training Who Remain Employed for: One	
191	Year After Leaving the Program (%)	75.00
192	Percentage of TANF Participants in Job	
193	Training Who Remain Employed for: Five	
194	Years After Leaving the Program (%)	65.00
195	Social Services Block Grant	
196	Clients Served, Division of Family &	
197	Children's Services (Number of)	75,611
198	Clients Served, Aging & Adult Services	
199	(Number of)	21,178
200	Clients Served, Youth Services (Number of)	12,880
201	Youth Services	
202	Community Services (Children Served)	12,500

203	Institutional Component (Children Served)	300
204	Volunteers - Community	
205	Services/Institution (Number of)	100
206	Children Placed in Alternative Placement	
207	(Number of)	0
208	Children Diverted from Institutional	
209	Care (%)	85.00
210	Recidivism Rate (%)	20.00

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

215 **SECTION 11.** It is the intent of the Legislature that the
216 Department of Human Services, Division of Child Support
217 Enforcement, make a concentrated effort to increase collections of
218 past due child support payments. On or before January 1, 2021,
219 the Executive Director of the Department of Human Services shall
220 submit a report to the Legislative Budget Office detailing
221 year-to-date performance measures in the Child Support Enforcement
222 Program compared with the prior year.

223 **SECTION 12.** It is the intention of the Legislature that the
224 Department of Human Services shall have the authority to spend
225 such additional funds as it shall receive from the federal
226 government in incentives or the federal match on those incentives
227 for the purpose of child support enforcement.

228 **SECTION 13.** Of the funds appropriated in Section 1, Two
229 Hundred Fifty Thousand Dollars (\$250,000.00) shall be transferred
230 to the Juvenile Facility Monitoring Unit at the Department of
231 Public Safety no later than July 31, 2020.

232 **SECTION 14.** Of the funds appropriated herein, to the
233 Department of Human Services One Million Dollars (\$1,000,000.00),
234 is provided for the support of the Home Delivered Meals Program
235 and any additional funds that may be appropriated to this program.

236 **SECTION 15.** Of the funds provided in Section 1, herein to
237 the Department of Human Services, an amount not to exceed One
238 Hundred Thousand Dollars (\$100,000.00) is provided to fund the
239 Senior Olympics Program.

240 **SECTION 16.** Of the funds appropriated in Section 1, herein
241 to the Department of Child Protection Services, it is the
242 intention of the Legislature that Ninety-three Thousand Six
243 Hundred One Dollars (\$93,601.00) shall be allocated to the
244 Mississippi Children's Trust Fund supported from General Fund
245 court assessments.

246 **SECTION 17.** It is the intention of the Legislature that the
247 Governor's Office, Division of Medicaid and the Department of
248 Human Services shall continue to work together to implement HB
249 1090 of the 2017 Regular Session, known as the "Medicaid and Human
250 Services Transparency and Fraud Prevention Act".

251 **SECTION 18.** Of the funds appropriated by this act, pursuant
252 to House Bill No. 571, 2019 Regular Session, Two Hundred Fifty
253 Thousand Dollars (\$250,000.00) is provided for establishing a 24

254 hour hotline that is to be manned at all times, and for a
255 coordinator to work with the Department of Public Safety, and to
256 contract with outside agencies or service providers to organize
257 for the provision of specialized services, including counseling
258 services and other appropriate care to children who have been
259 victims of commercial and sexual exploitation or human
260 trafficking.

261 **SECTION 19.** It is the intention of the Legislature that the
262 Department of Human Services is hereby authorized to pay invoices
263 submitted by Canon Financial Services, Inc., Chicago, IL for
264 services in Fiscal Year 2018 in an amount not to exceed One
265 Thousand Four Hundred Ninety Dollars (\$1,490.00).

266 **SECTION 20.** As a condition of receiving and expending any
267 funds appropriated under this act, the Department of Human
268 Services:

269 (a) Shall use a competitive procurement process for entering
270 into all TANF subgrant agreements with non-state entities when the
271 federal government does not direct to whom the funds must be
272 subgranted;

273 (b) Upon awarding of a grant to any subgrantee of the
274 department, shall require the subgrantee to submit a monthly
275 report to the department that contains, but is not limited to, all
276 of the following:

277 (i) A listing of all costs incurred by the subgrantee
278 during the previous month;

279 (ii) A listing of all clients served by the subgrantee,
280 with an explanation of which services were provided to the
281 clients;

282 (iii) A listing of all lower-tier subgrantees, who must
283 be approved by the department before the execution of any such
284 agreement by the prime subgrantee; and

285 (iv) Any other data required by the department to
286 provide sufficient evidence of budgetary compliance;

287 (c) Shall not advance funds to a subgrantee for more than
288 sixty (60) days; and

289 (d) Shall reimburse a subgrantee for expenses only after the
290 required documentation is provided and is approved by the
291 department.

292 **SECTION 21.** The money herein appropriated shall be paid by
293 the State Treasurer out of any money in the State Treasury to the
294 credit of the proper fund or funds as set forth in this act, upon
295 warrants issued by the State Fiscal Officer; and the State Fiscal
296 Officer shall issue his warrants upon requisitions signed by the
297 proper person, officer or officers, in the manner provided by law.

298 **SECTION 22.** This act shall take effect and be in force from
299 and after July 1, 2020, and shall stand repealed June 30, 2020.

SS05\HB1715A.J

Eugene S. Clarke
Secretary of the Senate