

By: Representatives Read, Oliver, Bounds,  
Busby, Cockerham, Hale, Haney, Hines,  
Huddleston, Jackson, Ladner, Scoggin, Turner,  
Watson, Young

To: Appropriations

HOUSE BILL NO. 1598

1 AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE  
2 STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE  
3 STATE BOARD OF MEDICAL LICENSURE FOR THE FISCAL YEAR 2024.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 **SECTION 1.** The following sum, or so much thereof as may be  
6 necessary, is appropriated out of any money in the special fund in  
7 the State Treasury to the credit of the State Board of Medical  
8 Licensure, for the purpose of defraying the expenses of the board  
9 for the fiscal year beginning July 1, 2023, and ending  
10 June 30, 2024.....\$ 3,677,033.00.

11 **SECTION 2.** Of the funds appropriated under the provisions of  
12 Section 1, the following positions are authorized:

13 AUTHORIZED HEADCOUNT:

14 Permanent: 30

15 Time-Limited: 0

16 With the funds herein appropriated, it shall be the agency's  
17 responsibility to make certain that funds required for Personal  
18 Services for Fiscal Year 2025 do not exceed Fiscal Year 2024 funds



19 appropriated for that purpose unless programs or positions are  
20 added to the agency's Fiscal Year 2024 budget by the Mississippi  
21 Legislature. The Legislature shall determine the agency's  
22 personal services appropriation, which shall be published by the  
23 State Personnel Board. Additionally, the State Personnel Board  
24 shall determine and publish the projected annualized payroll costs  
25 based on current employees. It shall be the responsibility of the  
26 agency head to ensure that actual personnel expenditures for  
27 Fiscal Year 2024 do not exceed the data provided by the  
28 Legislative Budget Office. If the agency's Fiscal Year 2024  
29 projected cost exceeds the annualized costs, no salary actions  
30 shall be processed by the State Personnel Board with the exception  
31 of new hires that are determined to be essential for the agency.

32 Any transfers or escalations shall be made in accordance with  
33 the terms, conditions and procedures established by law or  
34 allowable under the terms set forth within this act. The State  
35 Personnel Board shall not escalate positions without written  
36 approval from the Department of Finance and Administration. The  
37 Department of Finance and Administration shall not provide written  
38 approval to escalate any funds for salaries and/or positions  
39 without proof of availability of new or additional funds above the  
40 appropriated level.

41 No general funds authorized to be expended herein shall be  
42 used to replace federal funds and/or other special funds which are



43 being used for salaries authorized under the provisions of this  
44 act and which are withdrawn and no longer available.

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

49 Funds have been appropriated herein for the purpose of  
50 funding Project SEC2 minimum salaries for all employees covered  
51 under the Colonel Guy Groff/Neville Kenning Variable Compensation  
52 Plan. It shall be the agency's responsibility to ensure that the  
53 funds are used to increase all employees' salaries up to the  
54 minimum level as determined by the State Personnel Board.

55 **SECTION 3.** In compliance with the "Mississippi Performance  
56 Budget and Strategic Planning Act of 1994," it is the intent of  
57 the Legislature that the funds provided herein shall be utilized  
58 in the most efficient and effective manner possible to achieve the  
59 intended mission of this agency. Based on the funding authorized,  
60 this agency shall make every effort to attain the targeted  
61 performance measures provided below:

	FY2024
<u>Performance Measures</u>	<u>Target</u>
Licensure	
Percent of Licensees who Renew Online	100.00
Percent of Individual License Renewals	
Issued within Seven Business Days	100.00



68	Investigative	
69	Recidivism Rate for Those Receiving	
70	Disciplinary Actions	4.00
71	Number of Documented Complaints Received	300
72	Percent of Documented Complaints	
73	Resolved within Seven Business Days	15.00

74 A reporting of the degree to which the performance targets  
75 set above have been or are being achieved shall be provided in the  
76 agency's budget request submitted to the Joint Legislative Budget  
77 Committee for Fiscal Year 2025.

78 **SECTION 4.** It is the intention of the Legislature that the  
79 State Board of Medical Licensure shall maintain complete  
80 accounting and personnel records related to the expenditure of all  
81 funds appropriated under this act and that such records shall be  
82 in the same format and level of detail as maintained for Fiscal  
83 Year 2023. It is further the intention of the Legislature that  
84 the agency's budget request for Fiscal Year 2025 shall be  
85 submitted to the Joint Legislative Budget Committee in a format  
86 and level of detail comparable to the format and level of detail  
87 provided during the Fiscal Year 2024 budget request process.

88 **SECTION 5.** It is the intention of the Legislature that  
89 whenever two (2) or more bids are received by this agency for the  
90 purchase of commodities or equipment, and whenever all things  
91 stated in such received bids are equal with respect to price,  
92 quality and service, the Mississippi Industries for the Blind



93 shall be given preference. A similar preference shall be given to  
94 the Mississippi Industries for the Blind whenever purchases are  
95 made without competitive bids.

96 **SECTION 6.** Of the funds provided under the provisions of  
97 this act, an amount not to exceed Five Hundred Thousand Dollars  
98 (\$500,000.00) is provided for the Mississippi Physician Health  
99 Program.

100 **SECTION 7.** Of the funds provided under the provisions of  
101 this act, an amount not to exceed One Hundred Thirty Thousand  
102 Dollars (\$130,000.00) may be allocated to the Mississippi Board of  
103 Pharmacy to defray the expense of the Mississippi Prescription  
104 Monitoring Program.

105 **SECTION 8.** It is the intention of the Legislature that the  
106 funds are appropriated here in accordance with a signed Memorandum  
107 of Understanding with the Mississippi Department of Health to  
108 assist with the implementation of the Medical Cannabis Act for  
109 registering and monitoring compliance with the rules and  
110 regulations of the Act.

111 **SECTION 9.** It is further the intention of the Legislature  
112 that, for Fiscal Year 2024, the board shall be allowed to recover  
113 all costs from a holder of a license who has been found by the  
114 board in violation of statute after notice and a hearing as  
115 provided by law. The expenses must be direct costs associated  
116 with the investigation and conduct of a proceeding for licensure  
117 revocation, suspension or restriction.



118           **SECTION 10.** 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 11.** 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 12.** This act shall take effect and be in force from  
132 and after July 1, 2023, and shall stand repealed June 30, 2023.

