

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 3036

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, 2023, and ending
10 June 30, 2024.....\$ 8,767,648.00.

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, 2023, and ending
16 June 30, 2024.....\$ 1,637,292.00.

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

19 AUTHORIZED HEADCOUNT:

20 Permanent: 120

21 Time-Limited: 0

22 With the funds herein appropriated, it shall be the agency's
23 responsibility to make certain that funds required for Personal
24 Services for Fiscal Year 2025 do not exceed Fiscal Year 2024 funds
25 appropriated for that purpose unless programs or positions are
26 added to the agency's Fiscal Year 2024 budget by the Mississippi
27 Legislature. The Legislature shall determine the agency's
28 personal services appropriation, which shall be published by the
29 State Personnel Board. Additionally, the State Personnel Board
30 shall determine and publish the projected annualized payroll costs
31 based on current employees. It shall be the responsibility of the
32 agency head to ensure that actual personnel expenditures for
33 Fiscal Year 2024 do not exceed the data provided by the
34 Legislative Budget Office. If the agency's Fiscal Year 2024
35 projected cost exceeds the annualized costs, no salary actions
36 shall be processed by the State Personnel Board with the exception
37 of new hires that are determined to be essential for the agency.

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



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

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50 act and which are withdrawn and no longer available.

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

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

61 **SECTION 4.** Of the funds appropriated in Section 2 of this
62 act, a portion shall be derived from the amount of forfeited
63 property that is seized by the Gaming Commission, which shall be
64 deposited into a special fund created by the Department of Finance



65 and Administration and may be expended by the commission for the
66 specific purpose of increasing law enforcement resources as
67 outlined in Section 41-29-185, Mississippi Code 1972.

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

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

84 **SECTION 7.** It is the intention of the Legislature that the
85 Gaming Commission shall maintain complete accounting and personnel
86 records related to the expenditure of all funds appropriated under
87 this act and that such records shall be in the same format and
88 level of detail as maintained for Fiscal Year 2023. It is further
89 the intention of the Legislature that the agency's budget request



90 for Fiscal Year 2025 shall be submitted to the Joint Legislative
91 Budget Committee in a format and level of detail comparable to the
92 format and level of detail provided during the Fiscal Year 2024
93 budget request process.

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

	FY2024
<u>Performance Measures</u>	<u>Target</u>
Riverboat Gaming	
Annual State Riverboat Gaming Revenues	
(\$ in Billions)	2.00
Number of Casinos Regulated	26
Average Cost per Employee to Total State	
Riverboat Gaming Revenues	18,476,000.00
Charitable Bingo	
Number of Bingo Applications Received	30
Number of Bingo Halls Regulated	50
Average Cost per Employee to Total State	
Charitable Bingo Revenues	4,676,905.00



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 2025.

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, 2023, and shall stand repealed from and after
133 June 29, 2023.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING
2 THE EXPENSES OF THE MISSISSIPPI GAMING COMMISSION FOR FISCAL YEAR
3 2024.

