

By: Senator(s) Hopson, Polk, Parker, Butler, To: Appropriations  
McLendon, Michel

## SENATE BILL NO. 3030

1 AN ACT MAKING AN APPROPRIATION OF SPECIAL FUNDS TO DEFRAY THE  
2 EXPENSES OF THE MISSISSIPPI STATE BOARD OF PHARMACY FOR FISCAL  
3 YEAR 2026.

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 hereby appropriated out of any money in the State  
7 Treasury to the credit of the Mississippi State Board of Pharmacy,  
8 for the purpose of defraying the expenses incurred by said board  
9 for the fiscal year beginning July 1, 2025, and ending  
10 June 30, 2026.....\$ 3,958,339.00.

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

13 AUTHORIZED POSITIONS:

14 Permanent: 20

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 2027 do not exceed Fiscal Year 2026 funds



19 appropriated for that purpose unless programs or positions are  
20 added to the agency's Fiscal Year 2026 budget by the Mississippi  
21 Legislature. The Legislature shall determine the agency's  
22 personal services appropriation, which the State Personnel Board  
23 shall publish. The agency's personal services appropriation may  
24 consist of restricted funds for approved vacancies for Fiscal Year  
25 2026 that may be utilized to fill vacant Fiscal Year 2025  
26 headcount. It shall be the agency's responsibility to ensure that  
27 the funds provided for vacancies are used to increase headcount  
28 and not for promotions, title changes, in-range salary adjustments  
29 or any other mechanism for increasing salaries for current  
30 employees. It is the Legislature's intention that no employee  
31 salary falls below the minimum salary established by the  
32 Mississippi State Personnel Board.

33       Additionally, the State Personnel Board shall determine and  
34 publish the projected annualized payroll costs based on current  
35 employees. It shall be the responsibility of the agency head to  
36 ensure that actual personnel expenditures for Fiscal Year 2026 do  
37 not exceed the data provided by the Legislative Budget Office. If  
38 the agency's Fiscal Year 2026 projected cost exceeds the  
39 annualized costs, no salary actions shall be processed by the  
40 State Personnel Board except for new hires determined to be  
41 essential for the agency.

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



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

51 No general funds authorized to be expended herein shall be  
52 used to replace federal funds and/or other special funds used for  
53 salaries authorized under the provisions of this act and which are  
54 withdrawn and no longer available.

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

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

66		FY2026
67	<u>Performance Measures</u>	<u>Target</u>
68	Licensure	



69	Percent of Licenses Issued within Ten	
70	Business Days	100.00
71	Percent of Renewals Issued within Two	
72	Business Days	100.00
73	Compliance	
74	Number of Written Complaints Received	140
75	Percent of Written Complaints Resolved	
76	within Six Months	100.00
77	Number of Investigations Conducted Due	
78	to the Diversion of Prescription Drugs,	
79	Impaired	20
80	Number of Investigations Conducted Due	
81	to the Pharmacists and Pharmacy	
82	Technicians	35
83	Recidivism Rate for Those Receiving	
84	Disciplinary Actions (% Avg of Three	
85	Years)	5.00
86	Prescription Monitoring Prg	
87	Percent of In-State Physicians	
88	Registered to PMP	100.00
89	Percent of Licensed APRNs Registered to PMP	100.00
90	Percent of Pharmacists Registered to PMP	100.00
91	A reporting of the degree to which the performance targets	
92	set above have been or are being achieved shall be provided in the	



93 agency's budget request submitted to the Joint Legislative Budget  
94 Committee for Fiscal Year 2027.

95       **SECTION 4.** It is the intention of the Legislature that  
96 whenever two (2) or more bids are received by this agency for the  
97 purchase of commodities or equipment, and whenever all things  
98 stated in such received bids are equal with respect to price,  
99 quality and service, the Mississippi Industries for the Blind  
100 shall be given preference. A similar preference shall be given to  
101 the Mississippi Industries for the Blind whenever purchases are  
102 made without competitive bids.

103       **SECTION 5.** It is the intention of the Legislature that the  
104 Board of Pharmacy shall maintain complete accounting and personnel  
105 records related to the expenditure of all funds appropriated under  
106 this act and that such records shall be in the same format and  
107 level of detail as maintained for Fiscal Year 2025. It is further  
108 the intention of the Legislature that the agency's budget request  
109 for Fiscal Year 2027 shall be submitted to the Joint Legislative  
110 Budget Committee in a format and level of detail comparable to the  
111 format and level of detail provided during the Fiscal Year 2026  
112 budget request process.

113       **SECTION 6.** It is the intention of the Legislature that the  
114 funds herein appropriated shall be expended in compliance with  
115 Section 27-104-25, Mississippi Code of 1972, that no state agency  
116 shall incur obligations or indebtedness in excess of their  
117 appropriation and that the responsible officers, either personally



or upon their official bonds, shall be held responsible for actions contrary to this provision.

**SECTION 7.** In accordance with the Pharmacy Benefit Prompt Pay Act, Sections 73-21-151 through 73-21-163, Mississippi Code of 1972, the Mississippi Board of Pharmacy may escalate the appropriate funds not to exceed Five Hundred Thousand Dollars (\$500,000.00) of its budget during the fiscal year for the purposes of conducting compliance examinations and regulatory oversight as authorized by the act.

**SECTION 8.** In accordance with Section 73-21-127(h), Mississippi Code of 1972, the Mississippi Board of Pharmacy may accept and expend funds from any other state agency to defray the expenses of the Prescription Monitoring Program.

**SECTION 9.** The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers in the manner provided by law.

**SECTION 10.** This act shall take effect and be in force from and after July 1, 2025, and shall stand repealed from and after June 30, 2025.

