

House Amendments to Senate Bill No. 3030

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE 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:

SECTION 1. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Mississippi State Board of Pharmacy, for the purpose of defraying the expenses incurred by said board for the fiscal year beginning July 1, 2025, and ending

June 30, 2026.....\$ 3,988,339.00.

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

AUTHORIZED POSITIONS:

Permanent: 20

Time-Limited: 0

With the funds herein appropriated, it shall be the agency's responsibility to make certain that funds required for Personal Services for Fiscal Year 2027 do not exceed Fiscal Year 2026 funds appropriated for that purpose unless programs or positions are added to the agency's Fiscal Year 2026 budget by the Mississippi 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

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

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

SECTION 6. It is the intention of the Legislature that the funds herein appropriated shall be expended in compliance with Section 27-104-25, Mississippi Code of 1972, that no state agency shall incur obligations or indebtedness in excess of their 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

125 purposes of conducting compliance examinations and regulatory
126 oversight as authorized by the act.

127 **SECTION 8.** Of the funds appropriated in Section 1, Thirty
128 Thousand Dollars (\$30,000.00) is provided for Vehicle Purchases
129 and Replacement.

130 **SECTION 9.** In accordance with Section 73-21-127(h),
131 Mississippi Code of 1972, the Mississippi Board of Pharmacy may
132 accept and expend funds from any other state agency to defray the
133 expenses of the Prescription Monitoring Program.

134 **SECTION 10.** The money herein appropriated shall be paid by
135 the State Treasurer out of any money in the State Treasury to the
136 credit of the proper fund or funds as set forth in this act, upon
137 warrants issued by the State Fiscal Officer; and the State Fiscal
138 Officer shall issue his warrants upon requisitions signed by the
139 proper person, officer or officers in the manner provided by law.

140 **SECTION 11.** This act shall take effect and be in force from
141 and after July 1, 2025.

HR13\SB3030A.J

Andrew Ketchings
Clerk of the House of Representatives