

Senate Amendments to House Bill No. 1746

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:

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

June 30, 2026.....\$ 4,383,252.00.

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

AUTHORIZED HEADCOUNT:

Permanent: 30

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

approval to escalate any funds for salaries and/or positions without proof of availability of new or additional funds above the appropriated level.

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federal funds and/or other special funds used for salaries authorized under the provisions of this act and which are withdrawn and no longer available.

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

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

	FY2026
<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
Investigative	
Recidivism Rate for Those Receiving	

74	Disciplinary Actions	4.00
75	Number of Documented Complaints Received	500
76	Percent of Documented Complaints	
77	Resolved within Seven Business Days	90.00

78 A reporting of the degree to which the performance targets
79 set above have been or are being achieved shall be provided in the
80 agency's budget request submitted to the Joint Legislative Budget
81 Committee for Fiscal Year 2027.

82 **SECTION 4.** It is the intention of the Legislature that the
83 State Board of Medical Licensure shall maintain complete
84 accounting and personnel records related to the expenditure of all
85 funds appropriated under this act and that such records shall be
86 in the same format and level of detail as maintained for Fiscal
87 Year 2025. It is further the intention of the Legislature that
88 the agency's budget request for Fiscal Year 2027 shall be
89 submitted to the Joint Legislative Budget Committee in a format
90 and level of detail comparable to the format and level of detail
91 provided during the Fiscal Year 2026 budget request process.

92 **SECTION 5.** It is the intention of the Legislature that
93 whenever two (2) or more bids are received by this agency for the
94 purchase of commodities or equipment, and whenever all things
95 stated in such received bids are equal with respect to price,
96 quality and service, the Mississippi Industries for the Blind
97 shall be given preference. A similar preference shall be given to
98 the Mississippi Industries for the Blind whenever purchases are
99 made without competitive bids.

100 **SECTION 6.** Of the funds provided under the provisions of
101 this act, and as approved by the Mississippi State Board of
102 Medical Licensure (the Board), at the direction of the Board the
103 Executive Director may negotiate and enter into a grant agreement
104 to provide funding in an amount not to exceed Six Hundred Thousand
105 Dollars (\$600,000.00) for the Mississippi Physician Health
106 Program.

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

112 **SECTION 8.** Of the funds appropriated in Section 1, Twenty
113 Thousand Dollars (\$20,000.00) is provided for computer repairs,
114 replacement, and upgrades.

115 **SECTION 9.** It is the intention of the Legislature that the
116 funds are appropriated here in accordance with a signed Memorandum
117 of Understanding with the Mississippi Department of Health to
118 assist with the implementation of the Medical Cannabis Act for
119 registering and monitoring compliance with the rules and
120 regulations of the Act.

121 **SECTION 10.** It is the intention of the Legislature that, for
122 Fiscal Year 2026, the board shall be allowed to recover all costs
123 from a holder of a license who has been found by the board in
124 violation of statute after notice and a hearing as provided by
125 law. The expenses must be direct costs associated with the

investigation and conduct of a proceeding for licensure
revocation, suspension or restriction.

SECTION 11. 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 12. 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 13. 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.

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

AN ACT MAKING AN APPROPRIATION FROM SPECIAL FUNDS IN THE
STATE TREASURY FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE
STATE BOARD OF MEDICAL LICENSURE FOR THE FISCAL YEAR 2026.

SS15\HB1746A.1J

Amanda White
Secretary of the Senate