

By: Representatives Deweese, Read, Bennett,  
Creekmore IV, Currie, McGee, Scott, Turner,  
Young

To: Appropriations C;  
Appropriations A

HOUSE BILL NO. 1801  
(As Sent to Governor)

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 2025.

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, 2024, and ending  
10 June 30, 2025.....\$ 4,435,126.00.

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 2026 do not exceed Fiscal Year 2025 funds



19 appropriated for that purpose unless programs or positions are  
20 added to the agency's Fiscal Year 2025 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 2025 that may be utilized to fill vacant Fiscal Year 2024  
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 2025 do  
37 not exceed the data provided by the Legislative Budget Office. If  
38 the agency's Fiscal Year 2025 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		FY2025
67	<u>Performance Measures</u>	<u>Target</u>
68	Licensure	



69	Percent of Licensees who Renew Online	100.00
70	Percent of Individual License Renewals	
71	Issued within Seven Business Days	100.00
72	Investigative	
73	Recidivism Rate for Those Receiving	
74	Disciplinary Actions	4.00
75	Number of Documented Complaints Received	400
76	Percent of Documented Complaints	
77	Resolved within Seven Business Days	15.00

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 2026.

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 2024. It is further the intention of the Legislature that  
88 the agency's budget request for Fiscal Year 2026 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 2025 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.** Of the funds appropriated in Section 1,  
116 Sixty-nine Thousand Dollars (\$69,000.00) is provided for the  
117 purchase and installation of a new audio system.



118           **SECTION 10.** It is the intention of the Legislature that the  
119 funds are appropriated here in accordance with a signed Memorandum  
120 of Understanding with the Mississippi Department of Health to  
121 assist with the implementation of the Medical Cannabis Act for  
122 registering and monitoring compliance with the rules and  
123 regulations of the Act.

124           **SECTION 11.** It is the intention of the Legislature that, for  
125 Fiscal Year 2025, the board shall be allowed to recover all costs  
126 from a holder of a license who has been found by the board in  
127 violation of statute after notice and a hearing as provided by  
128 law. The expenses must be direct costs associated with the  
129 investigation and conduct of a proceeding for licensure  
130 revocation, suspension or restriction.

131           **SECTION 12.** It is the intention of the Legislature that the  
132 funds herein appropriated shall be expended in compliance with  
133 Section 27-104-25, Mississippi Code of 1972, that no state agency  
134 shall incur obligations or indebtedness in excess of their  
135 appropriation and that the responsible officers, either personally  
136 or upon their official bonds, shall be held responsible for  
137 actions contrary to this provision.

138           **SECTION 13.** The money herein appropriated shall be paid by  
139 the State Treasurer out of any money in the State Treasury to the  
140 credit of the proper fund or funds as set forth in this act, upon  
141 warrants issued by the State Fiscal Officer; and the State Fiscal



142 Officer shall issue his warrants upon requisitions signed by the  
143 proper person, officer or officers, in the manner provided by law.

144           **SECTION 14.** This act shall take effect and be in force from  
145 and after July 1, 2024.

