

*****Adopted***
AMENDMENT No. 1 PROPOSED TO**

Senate Bill NO. 3247

By Representative(s) Committee

11 Amend by striking all after the enacting clause and inserting
12 in lieu thereof the following:

13
14 SECTION 1. The following sum, or so much thereof as may be
15 necessary, is hereby appropriated out of any money in the State
16 General Fund not otherwise appropriated, for the purpose of
17 defraying the expenses of the State Tax Commission, including the
18 Homestead Exemption Division, the Motor Vehicle Comptroller
19 functions, the Alcoholic Beverage Control Division and the Bureau
20 of Telecommunications for the fiscal year beginning July 1, 2000,
21 and ending June 30, 2001.....\$ 43,570,295.00.

22 SECTION 2. The following sum, or so much thereof as may be
23 necessary, is hereby appropriated out of any money in the special
24 fund in the State Treasury to the credit of the State Tax
25 Commission which are collected by or otherwise become available
26 for the purpose of defraying the expenses of the commission for
27 the fiscal year beginning July 1, 2000, and ending June 30,
28 2001.....\$ 5,162,171.00.

29 SECTION 3. Of the funds appropriated under the provisions of
30 Sections 1 and 2, not more than the amounts set forth below shall
31 be expended for the respective major objects or purposes of
32 expenditure:

33 MAJOR OBJECTS OF EXPENDITURE:

34	Personal Services:		
35	Salaries, Wages and Fringe Benefits...	\$	29,820,303.00
36	Travel and Subsistence.....		1,668,133.00
37	Contractual Services.....		12,952,080.00
38	Commodities.....		1,904,670.00
39	Capital Outlay:		
40	Other Than Equipment.....		30,000.00
41	Equipment.....		1,144,540.00
42	Subsidies, Loans and Grants.....		<u>1,212,740.00</u>
43	Total.....	\$	48,732,466.00

44	FUNDING:		
45	General Funds.....	\$	43,570,295.00
46	Special Funds.....		<u>5,162,171.00</u>
47	Total.....	\$	48,732,466.00

48	AUTHORIZED POSITIONS:		
49	Permanent: Full Time.....		786
50	Part Time.....		22
51	Time-Limited: Full Time.....		0
52	Part Time.....		0

53 With the funds herein appropriated, it is the intention of
54 the Legislature that it shall be the agency's responsibility to
55 make certain that funds required to be appropriated for "Personal
56 Services" for Fiscal Year 2002 do not exceed Fiscal Year 2001
57 funds appropriated for that purpose, unless programs or positions
58 are added to the agency's Fiscal Year 2002 budget by the
59 Mississippi Legislature. Based on data provided by the
60 Legislative Budget Office, the State Personnel Board shall
61 determine and publish the projected annual cost to fully fund all
62 appropriated positions in compliance with the provisions of this
63 act. It shall be the responsibility of the agency head to insure
64 that no single personnel action increases this projected annual
65 cost and/or the Fiscal Year 2001 appropriation for "Personal
66 Services" when annualized. If, at the end of any calendar month,
67 the State Personnel Board determines that the agency has taken
68 action(s) which would cause the agency to exceed this projected

69 annual cost or the Fiscal Year 2001 "Personal Services"
70 appropriated level, when annualized, then only those actions which
71 reduce the projected annual cost and/or the appropriation
72 requirement will be processed by the State Personnel Board until
73 such time as the requirements of this provision are met.

74 Any transfers or escalations shall be made in accordance with
75 the terms, conditions and procedures established by law.

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

80 SECTION 4. It shall be the duty of the Chairman of the State
81 Tax Commission, and he is hereby empowered to select in the manner
82 provided by Section 27-3-13, Mississippi Code of 1972, such
83 employees as may be necessary to the administration of all acts
84 relating to the exemption of homesteads and the reimbursement of
85 tax losses to the several taxing units of the state, and to assign
86 them to the use of the State Tax Commission.

87 SECTION 5. The money herein appropriated may be used for any
88 expenses which the commission may legally incur. Provided,
89 however, that no part of the money herein appropriated shall be
90 used for the payment of attorney's fees, except upon
91 recommendation of the Governor with the approval of the Attorney
92 General, nor shall any of said funds be used either directly or
93 indirectly for the purpose of paying any clerk, stenographer,
94 assistant, deputy or other employee who may be related by blood or
95 marriage within the third degree, computed by the rule of civil
96 law, to the official employing or having the right of employment
97 or selection thereof, except that when the relationship is by
98 affinity and the person is dead through whom the relationship was
99 established, this rule shall not apply. In the event of any such
100 payment, then the official or person approving and making such
101 payment shall be liable to return to the State of Mississippi and
102 to pay into the State Treasury to the credit of the General Fund
103 three (3) times any such amount so paid to be recovered at suit by

104 the Attorney General.

105 SECTION 6. The following sum, or so much thereof as may be
106 necessary, is hereby appropriated out of any money in the State
107 General Fund not otherwise appropriated, to the State Tax
108 Commission for the purpose of reimbursing the counties of the
109 state, the road districts and school districts therein and the
110 municipal separate school districts, for tax losses incurred by
111 reason of the exemption of homes from certain ad valorem taxes
112 under the provisions of Section 27-33-1 et seq., Mississippi Code
113 of 1972, for the fiscal year beginning July 1, 2000, and ending
114 June 30, 2001.....\$ 76,300,000.00.

115 SECTION 7. Each county, road district, school district and
116 municipal separate school district which has incurred a tax loss
117 that is reimbursable under Section 6 shall be reimbursed a sum
118 which is equivalent to the amount of tax loss produced by the
119 application of tax rates annually fixed for maintenance and
120 current expenses to the assessed value of homes, or so much
121 thereof as has been lawfully authorized under the provisions of
122 Section 27-33-1 et seq., Mississippi Code of 1972.

123 The disbursements from the funds appropriated under the
124 provisions of Section 6 shall be based upon the certificates
125 required of the clerks of the county boards of supervisors and of
126 the clerks of the municipalities, which certificates shall conform
127 strictly in every respect to the requirements of the provisions of
128 Section 27-33-1 et seq., Mississippi Code of 1972.

129 All disbursements from the funds appropriated under the
130 provisions of Section 6 shall be made strictly in accordance with
131 the provisions of Section 27-33-1 et seq., Mississippi Code of
132 1972, and no disbursements other than those clearly authorized by
133 those sections shall be made, the provisions of any other law to
134 the contrary notwithstanding.

135 SECTION 8. The following sum, or so much thereof as may be
136 necessary, is hereby appropriated out of any money in the State
137 General Fund not otherwise appropriated, to the License Tag
138 Commission for the purchase and delivery of motor vehicle license

139 tags for the fiscal year beginning July 1, 2000, and ending
140 June 30, 2001.....\$ 1,512,500.00.

141 None of the funds appropriated in this section shall be
142 expended to purchase motor vehicle license tags made or
143 manufactured by any department, agency or instrumentality of a
144 state other than the State of Mississippi. None of the funds
145 appropriated in this Section shall be used for the purchase of
146 bolts, nuts or other fastening devices for attaching said motor
147 vehicle license tags. Provided, further, that all motor vehicles
148 belonging to any state department, agency, commission, institution
149 or any other division of State Government shall have license tags
150 which shall bear the words "State Property" at the bottom of such
151 license tags.

152 SECTION 9. Of the funds appropriated under the provisions of
153 Section 8, not more than the amounts set forth below shall be
154 expended for the respective major objects or purposes of
155 expenditure:

156 MAJOR OBJECTS OF EXPENDITURE:

157 Personal Services:

158	Salaries, Wages and Fringe Benefits...\$	0.00
159	Travel and Subsistence.....	0.00
160	Contractual Services.....	500.00
161	Commodities.....	1,512,000.00
162	Capital Outlay:	
163	Other Than Equipment.....	0.00
164	Equipment.....	0.00
165	Subsidies, Loans and Grants.....	<u>0.00</u>
166	Total.....\$	1,512,500.00

167 SECTION 10. Of the funds appropriated in Section 1, the
168 following sum shall be transferred to the State Tax Commission -
169 STARS Acquisition Fund, a special fund in the State Treasury,
170 during Fiscal Year 2001.....\$ 1,212,061.00.

171 SECTION 11. Of the funds appropriated under the provisions
172 of this act, the State Tax Commission may expend out of these
173 funds such sums as may be necessary to provide transportation and

174 transportation related services, including the operation or use of
175 buses, vans or other vehicles owned or leased by the State Tax
176 Commission in support of the annual meeting of the Southern
177 Legislative Conference hosted by the State of Mississippi.

178 SECTION 12. The money herein appropriated shall be paid by
179 the State Treasurer out of any money in the State Treasury to the
180 credit of the proper fund or funds as set forth in this act, upon
181 warrants issued by the State Fiscal Officer; and the State Fiscal
182 Officer shall issue his warrants upon requisitions signed by the
183 proper person, officer or officers, in the manner provided by law.

184 SECTION 13. This act shall take effect and be in force from
185 and after July 1, 2000.