

**\*\*\*Adopted\*\*\***

**AMENDMENT No. 1 PROPOSED TO**

**Senate Bill NO. 3264**

**By Representative(s) Committee**

5        **Amend by striking all after the enacting clause and inserting**  
6 **in lieu thereof the following:**

7

8        SECTION 1. The following sum, or so much thereof as may be  
9 necessary, is hereby appropriated out of any money in the State  
10 General Fund not otherwise appropriated, for the purpose of  
11 defraying the expenses of the Division of Plant Industry,  
12 Department of Agriculture and Commerce, for enforcement of the  
13 Mississippi Plant Act and plant quarantines promulgated  
14 thereunder, such as quarantines involving the white-fringed  
15 beetle, imported fire ant, sweet-potato weevil, and others, and  
16 for the control and eradication of such other serious pests and  
17 plant diseases where they are known to occur or may hereafter be  
18 found in Mississippi; and the administration and enforcement of  
19 the terms and conditions of the Mississippi Commercial Feed Law of  
20 1972; the Mississippi Pure Seed Law of 1964; the Mississippi  
21 Fertilizer Law of 1970; the Mississippi Soil and Plant Amendment  
22 Law of 1978; the Mississippi Agricultural Liming Materials Act of  
23 1993; the Mississippi Bee Disease Law; the Mississippi Pest  
24 Control Law; the Mississippi Economic Poisons Act; and the law  
25 regulating the application of hormone-type herbicides by aircraft,  
26 including payment of the expenses of administering all phases of  
27 the Mississippi Pesticide Application Act of 1975, authorized by

28 Sections 69-3-1, et seq., 69-23-101, et seq., 69-23-1, et seq.,  
 29 69-24-1, et seq., 69-39-1, et seq., 75-45-151, et seq., and  
 30 75-47-1, et seq., Mississippi Code of 1972, for the fiscal year  
 31 beginning July 1, 2000, and ending June 30, 2001.....  
 32 .....\$ 1,531,727.00.

33 SECTION 2. The following sum, or so much thereof as may be  
 34 necessary, is hereby appropriated out of the proceeds derived from  
 35 any special source funds which are collected by or otherwise  
 36 become available for the support and maintenance of the Division  
 37 of Plant Industry of the State Department of Agriculture and  
 38 Commerce for the fiscal year beginning July 1, 2000, and ending  
 39 June 30, 2001.....\$ 1,344,016.00.

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

44 MAJOR OBJECTS OF EXPENDITURE:

45	Personal Services:	
46	Salaries, Wages and Fringe Benefits...	\$ 2,075,295.00
47	Travel and Subsistence.....	50,500.00
48	Contractual Services.....	345,328.00
49	Commodities.....	143,000.00
50	Capital Outlay:	
51	Other Than Equipment.....	0.00
52	Equipment.....	168,648.00
53	Subsidies, Loans and Grants.....	<u>92,972.00</u>
54	Total.....	\$ 2,875,743.00

55 FUNDING:

56	General Funds.....	\$ 1,531,727.00
57	Special Funds.....	<u>1,344,016.00</u>
58	Total.....	\$ 2,875,743.00

59 AUTHORIZED POSITIONS:

60	Permanent:	
	Full Time.....	40
61	Part Time.....	4
62	Time-Limited:	
	Full Time.....	14

64 With the funds herein appropriated, it is the intention of  
65the Legislature that it shall be the agency's responsibility to  
66make certain that funds required to be appropriated for "Personal  
67Services" for Fiscal Year 2002 do not exceed Fiscal Year 2001  
68funds appropriated for that purpose, unless programs or positions  
69are added to the agency's Fiscal Year 2002 budget by the  
70Mississippi Legislature. Based on data provided by the  
71Legislative Budget Office, the State Personnel Board shall  
72determine and publish the projected annual cost to fully fund all  
73appropriated positions in compliance with the provisions of this  
74act. It shall be the responsibility of the agency head to insure  
75that no single personnel action increases this projected annual  
76cost and/or the Fiscal Year 2001 appropriation for "Personal  
77Services" when annualized. If, at the end of any calendar month,  
78the State Personnel Board determines that the agency has taken  
79action(s) which would cause the agency to exceed this projected  
80annual cost or the Fiscal Year 2001 "Personal Services"  
81appropriated level, when annualized, then only those actions which  
82reduce the projected annual cost and/or the appropriation  
83requirement will be processed by the State Personnel Board until  
84such time as the requirements of this provision are met.

85 Any transfers or escalations shall be made in accordance with  
86the terms, conditions, and procedures established by law.

87 No general funds authorized to be expended herein shall be  
88used to replace federal funds and/or other special funds which are  
89being used for salaries authorized under the provisions of this  
90act and which are withdrawn and no longer available.

91 SECTION 4. The money herein appropriated shall be paid by  
92the State Treasurer out of any money in the State Treasury to the  
93credit of the proper fund or funds as set forth in this act, upon  
94warrants issued by the State Fiscal Officer; and the State Fiscal  
95Officer shall issue his warrants upon requisitions signed by the  
96proper person, officer or officers, in the manner provided by law.

97 SECTION 5. This act shall take effect and be in force from

98and after July 1, 2000.