

**REPORT OF CONFERENCE COMMITTEE**

**MADAM PRESIDENT AND MR. SPEAKER:**

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 3089: Appropriation; Information Technology Services.

We, therefore, respectfully submit the following report and recommendation:

1. That the House recede from its Amendment No. 1.
  
2. That the Senate and House adopt the following amendment:

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

5           SECTION 1. The following sum, or so much thereof as may be  
6 necessary, is hereby authorized for expenditure out of any  
7 special source funds which are collected by or otherwise become  
8 available for the purpose of defraying the expenses of the  
9 Mississippi Department of Information Technology Services, for  
10 the fiscal year beginning July 1, 2001, and ending June 30, 2002  
11 ..... \$       32,089,596.00.

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

14	AUTHORIZED POSITIONS:		
15	Permanent:	Full Time	145
16		Part Time	0
17	Time-Limited:	Full Time	0
18			

5

Part Time 0

6 With the funds herein appropriated, it is the intention of the Legislature  
7 that it shall be the agency's responsibility to make certain that funds  
8 required to be appropriated for "Personal Services" for Fiscal Year 2003 do  
9 not exceed Fiscal Year 2002 funds appropriated for that purpose, unless  
10 programs or positions are added to the agency's Fiscal Year 2003 budget  
11 by the Mississippi Legislature. Based on data provided by the Legislative  
12 Budget Office, the State Personnel Board shall determine and publish the  
13 projected annual cost to fully fund all appropriated positions in compliance  
14 with the provisions of this act. It shall be the responsibility of the agency  
15 head to insure that no single personnel action increases this projected  
16 annual cost and/or the Fiscal Year 2002 appropriation for "Personal  
17 Services" when annualized. If, at the end of any calendar month, the State  
18 Personnel Board determines that the agency has taken action(s) which  
19 would cause the agency to exceed this projected annual cost or the Fiscal  
20 Year 2002 "Personal Services" appropriated level, when annualized, then  
21 only those actions which reduce the projected annual cost and/or the  
22 appropriation requirement will be processed by the State Personnel Board  
23 until such time as the requirements of this provision are met.

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

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

30 SECTION 3. In order to offset the cost of publishing the annual

31 Mississippi Official Telephone Directory, the Mississippi Department of  
32 Information Technology Services is hereby authorized, empowered and  
33 directed, in its discretion, to offer for advertising purposes, pages to be  
34 included in said Directory, to accept bids, and to let contracts for said  
35 pages. The contracts for said advertising purposes shall be let for definite  
36 periods not to exceed two (2) years.

37         It shall be the duty of the Mississippi Department of Information  
38 Technology Services, if it is desired that advertising shall be used, to  
39 approve all proposed advertising submitted for use within such annual  
40 Mississippi Official Telephone Directory. The department is hereby  
41 authorized, empowered and directed, in its discretion, to reject any and all  
42 bids submitted, and if all bids are rejected, the authority may negotiate a  
43 contract within the limitations of the specifications so long as the terms of  
44 any such negotiated contract are equal to or better than the comparable  
45 terms submitted by the lowest and best bidder. No sectarian, un-American,  
46 political, partisan or immoral advertisement, as determined solely by the  
47 authority or its successor, shall be accepted.

48         All moneys derived from sale of such advertising shall be deposited in  
49 the appropriate special fund in the State Treasury to the credit of the  
50 Mississippi Department of Information Technology Services.

51         SECTION 4. The Mississippi Department of Information Technology  
52 Services is hereby authorized to receive additional funds from any state  
53 agency or other source, including one hundred percent (100%) general-fund  
54 agencies, for the purpose of providing data processing or  
55 telecommunications services to any governmental organization contracting  
56 with the Mississippi Department of Information Technology Services for  
57 such services. The Mississippi Department of Information Technology

58 Services is further authorized to escalate an amount not to exceed One  
59 Million Dollars (\$1,000,000.00) and to increase, up to a maximum of twenty  
60 (20) additional positions, the number of authorized positions listed in this act  
61 in order to provide the required data processing or telecommunications  
62 services for such governmental organizations, under the rules and  
63 regulations of the Department of Finance and Administration.

64 SECTION 5. The money herein appropriated shall be paid by the  
65 State Treasurer out of any money in the State Treasury to the credit of the  
66 proper fund or funds as set forth in this act, upon warrants issued by the  
67 State Fiscal Officer; and the State Fiscal Officer shall issue his warrants  
68 upon requisitions signed by the proper person, officer or officers, in the  
69 manner provided by law.

70 SECTION 6. This act shall take effect and be in force from and after  
71 July 1, 2001.

CONFEREES FOR THE SENATE

CONFEREES FOR THE HOUSE

X \_\_\_\_\_

X \_\_\_\_\_

—

Jack Gordon

Charlie Capps, Jr.

X \_\_\_\_\_

X \_\_\_\_\_

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Bob M. Dearing

Bill Denny

X \_\_\_\_\_

X \_\_\_\_\_

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Terry C. Burton

Rita Martinson

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