

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. 3107: Appropriation; Agriculture & Commerce - Support and Grain Div.

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 appropriated out of any money in the State
7 General Fund not otherwise appropriated, for the purpose of
8 defraying the expenses of the State Department of Agriculture and
9 Commerce Support and Grain Division for the fiscal year beginning
10 July 1, 2001, and ending June 30, 2002..... \$ 7,187,470.00.

11 SECTION 2. The following sum, or so much thereof as may be
12 necessary, is hereby authorized for expenditure out of any

13 special source funds, which are collected by or otherwise become
14 available for the purpose of defraying the expenses of the State
15 Department of Agriculture and Commerce, for the fiscal year
16 beginning July 1, 2001, and ending June 30, 2002.....
17 \$ 2,154,104.00.

18 The funds authorized for expenditure under the provisions of
19 this section include subscription fees produced from the Market
20 Bulletin and admission fees produced from the Mississippi
21 Agriculture and Forestry Museum.

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

26 SUPPORT

27 MAJOR OBJECTS OF EXPENDITURE:

28 Personal Services:

29	Salaries, Wages and Fringe Benefits . \$	6,587,867.00
30	Travel and Subsistence.....	54,855.00
31	Contractual Services.....	851,626.00
32	Commodities.....	270,878.00

33 Capital Outlay:

34	Other Than Equipment.....	0.00
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35	Equipment.....	954,983.00
36	Subsidies, Loans and Grants.....	<u>238,690.00</u>
37	Total.....	\$ 8,958,899.00

38 FUNDING:

39	General Funds.....	\$ 6,804,795.00
40	Special Funds.....	<u>2,154,104.00</u>
41	Total.....	\$ 8,958,899.00

42 AUTHORIZED POSITIONS:

43	Permanent:	Full Time	167
44		Part Time	5
45	Time-Limited:	Full Time	4
46		Part Time	0

47 GRAIN DIVISION:

48 MAJOR OBJECTS OF EXPENDITURE:

49 Personal Services:

50	Salaries, Wages and Fringe Benefits.	\$ 325,247.00
51	Travel and Subsistence.....	6,000.00
52	Contractual Services.....	32,913.00
53	Commodities.....	14,065.00
54	Capital Outlay:	
55	Other Than Equipment.....	0.00
56	Equipment.....	4,200.00

57 Subsidies, Loans and Grants..... 250.00

58 Total..... \$ 382,675.00

59 FUNDING:

60 General Funds..... \$ 382,675.00

61 Special Funds..... 0.00

62 Total..... \$ 382,675.00

63 AUTHORIZED POSITIONS:

64 Permanent: Full Time 9

65 Part Time 1

66 Time-Limited: Full Time 0

67 Part Time 0

68 With the funds herein appropriated, it is the intention of
69 the Legislature that it shall be the agency's responsibility to
70 make certain that funds required to be appropriated for "Personal
71 Services" for Fiscal Year 2003 do not exceed Fiscal Year 2002
72 funds appropriated for that purpose, unless programs or positions
73 are added to the agency's Fiscal Year 2003 budget by the
74 Mississippi Legislature. Based on data provided by the
75 Legislative Budget Office, the State Personnel Board shall
76 determine and publish the projected annual cost to fully fund all
77 appropriated positions in compliance with the provisions of this
78 act. It shall be the responsibility of the agency head to insure

79 that no single personnel action increases this projected annual
80 cost and/or the Fiscal Year 2002 appropriation for "Personal
81 Services" when annualized. If, at the end of any calendar month,
82 the State Personnel Board determines that the agency has taken
83 action(s) which would cause the agency to exceed this projected
84 annual cost or the Fiscal Year 2002 "Personal Services"
85 appropriated level, when annualized, then only those actions
86 which reduce the projected annual cost and/or the appropriation
87 requirement will be processed by the State Personnel Board until
88 such time as the requirements of this provision are met.

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

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

95 SECTION 4. The funds appropriated and authorized to be
96 expended under the provisions of this act shall be expended for
97 the purpose of defraying all expenses incurred by the State
98 Department of Agriculture and Commerce in the operation of all
99 programs and activities (except operation of the State Lime
100 Plants and the Division of Plant Industry, Veterinary Laboratory,

101 Pink Bollworm-Plant Quarantine Inspection Stations and Fire Ant
102 Program) authorized to be conducted and carried on by said
103 department; including, but not limited to: the administration of
104 the Feed, Fertilizer and Dairy Act; the Weights and Measure Act;
105 the Meat Inspection Act of 1968; the Mississippi Pure Seed Law;
106 and the following additional programs and activities:
107 enforcement of the egg law; publication and distribution of the
108 Mississippi Market Bulletin, agricultural statistics, market news
109 service at Stoneville, Mississippi; operation of the grain
110 laboratory; inspection, grading and certifying of fruits,
111 vegetables, hay, grain, meat and meat products, milk and dairy
112 products, pecans, seed, syrup, and port grain inspection.

113 SECTION 5. The Mississippi Department of Agriculture and
114 Commerce shall from time to time adjust the schedule of fees
115 collected under the grain inspection program so that the revenue
116 therefrom equals or exceeds the operational costs of the grain
117 inspection program and the expenses incurred in complying with
118 the requirements of the United States Grain Standards Act, P.L.
119 94-583.

120 SECTION 6. The Mississippi Department of Agriculture and
121 Commerce, with the assistance of the State Department of Audit
122 and the Department of Finance and Administration, shall establish

123 non- budgeted enterprise funds for all "for profit" activities
124 related to the Mississippi Agriculture and Forestry Museum. The
125 funds shall be maintained in accordance with generally accepted
126 accounting principles and regulations prescribed by the
127 Department of Finance and Administration.

128 SECTION 7. It is the intention of the Legislature that any
129 regulations promulgated by the State Department of Agriculture
130 and Commerce concerning the labeling of liming materials include
131 the actual analysis of said lime. Nothing in the regulations
132 shall prevent any manufacturer from selling his products to any
133 consumer as long as the labeling is accurate.

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SECTION 8. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State General Fund not otherwise appropriated, to the Department of Agriculture and Commerce for the support of the Beaver Control Program for the fiscal year beginning July 1, 2001, and ending June 30, 2002\$ 500,000.00.

SECTION 9. The following sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury to the credit of the Beaver Control Program, to the Department of Agriculture and Commerce for the support of the Beaver Control Program for the fiscal year beginning July 1, 2001, and ending June 30, 2002\$ 368,000.00.

The special funds authorized in this Section for the Beaver Control Program are to be derived from counties and from fees charged private persons/organizations.

SECTION 10. It is the intention of the Legislature that the State Department of Agriculture and Commerce is hereby authorized to accept, budget and expend funds from any source in accordance with rules and regulations of the Department of Finance and Administration in a manner consistent with the escalation of federal funds.

SECTION 11. It is the intention of the Legislature that the Commissioner of Agriculture and Commerce may authorize transfers between the divisions of Support, Grain, and Plant Industry, both funds and positions not to exceed fifteen percent (15%) of the authorized budgets in the aggregate, and may authorize increases in major objects of expenditure in total amounts not to exceed twenty-five percent (25%) of the appropriated amount of each major object of expenditure, provided that other major objects of expenditure are decreased by a corresponding dollar amount.

31 The Commissioner of Agriculture and Commerce shall submit written
32 justification for any transfers authorized in this section to the Legislative
33 Budget Office and the Department of Finance and Administration on or
34 before the fifteenth of the month prior to the effective date of the transfer. It
35 is further the intention of the Legislature that no transfers may be made
36 which increase the Salaries, Wages and Fringe Benefits major object of
37 expenditure.

38 SECTION 12. It is the intention of the Legislature that the
39 Commissioner of Agriculture and Commerce is hereby authorized, upon
40 passage of Senate Bill No. 2769, Regular Session of 2001, to transfer not
41 more than One Hundred Fifty Thousand Dollars (\$150,000.00) from State
42 Treasury Fund No. 3409 to the State Department of Agriculture and
43 Commerce Support Budget and to expend said funds as authorized in
44 Section 10 of this act.

45 SECTION 13. The money herein appropriated shall be paid by the
46 State Treasurer out of any money in the State Treasury to the credit of the
47 proper fund or funds as set forth in this act, upon warrants issued by the
48 State Fiscal Officer; and the State Fiscal Officer shall issue his warrants
49 upon requisitions signed by the proper person, officer or officers in the
50 manner provided by law.

51 SECTION 14. This act shall take effect and be in force from and after
52 July 1, 2001.

CONFEREES FOR THE SENATE

CONFEREES FOR THE HOUSE

X _____

X _____

—

Jack Gordon

Charlie Capps, Jr.

X _____

X _____

—

Joseph Stogner

Clayton P. Henderson

X _____

X _____

—

E. Glenn Hamilton

Johnny W. Stringer

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