

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

Senate Bill NO. 3094

By Representative(s) Committee

**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 funds in the State
7 General Fund not otherwise appropriated, for the purpose of paying
8 salaries and defraying the expenses of the State Department of
9 Audit in making the audits and investigations of public offices of
10 the state and counties as provided by Section 7-7-201 et seq.,
11 Mississippi Code of 1972, for the fiscal year beginning
12 July 1, 2001, and ending June 30, 2002..... \$ 6,145,016.00.

13 SECTION 2. The following sum, or so much thereof as may be
14 necessary, is hereby appropriated out of any special funds in the
15 State Treasury to the credit of the State Department of Audit's
16 special fund account for the purpose of paying salaries and
17 defraying the expenses of the State Department of Audit in making
18 the audits and investigations of public offices of the state and
19 counties as provided by Section 7-7-201 et seq., Mississippi Code
20 of 1972, for the fiscal year beginning July 1, 2001, and ending
21 June 30, 2002..... \$ 4,047,885.00.

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

26 MAJOR OBJECTS OF EXPENDITURE:

27 Personal Services:

28	Salaries, Wages and Fringe Benefits..	\$	8,208,415.00
29	Travel and Subsistence.....		846,657.00
30	Contractual Services.....		890,417.00
31	Commodities.....		86,412.00
32	Capital Outlay:		
33	Other Than Equipment.....		0.00
34	Equipment.....		161,000.00
35	Subsidies, Loans and Grants.....		<u>0.00</u>
36	Total.....	\$	10,192,901.00

37 FUNDING:

38	General Funds.....	\$	6,145,016.00
39	Special Funds.....		<u>4,047,885.00</u>
40	Total.....	\$	10,192,901.00

41 AUTHORIZED POSITIONS:

42	Permanent:	Full Time.....	181
43		Part Time.....	1
44	Time-Limited:	Full Time.....	0
45		Part Time.....	0

46 With the funds herein appropriated, it is the intention of
 47 the Legislature that it shall be the agency's responsibility to
 48 make certain that funds required to be appropriated for "Personal
 49 Services" for Fiscal Year 2003 do not exceed Fiscal Year 2002
 50 funds appropriated for that purpose, unless programs or positions
 51 are added to the agency's Fiscal Year 2003 budget by the

52 Mississippi Legislature. Based on data provided by the
53 Legislative Budget Office, the State Personnel Board shall
54 determine and publish the projected annual cost to fully fund all
55 appropriated positions in compliance with the provisions of this
56 act. It shall be the responsibility of the agency head to insure
57 that no single personnel action increases this projected annual
58 cost and/or the Fiscal Year 2002 appropriation for "Personal
59 Services" when annualized. If, at the end of any calendar month,
60 the State Personnel Board determines that the agency has taken
61 action(s) which would cause the agency to exceed this projected
62 annual cost or the Fiscal Year 2002 "Personal Services"
63 appropriated level, when annualized, then only those actions which
64 reduce the projected annual cost and/or the appropriation
65 requirement will be processed by the State Personnel Board until
66 such time as the requirements of this provision are met.

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

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

73 SECTION 4. In addition to the sums appropriated herein, the
74 Office of the State Auditor is hereby authorized to receive,
75 budget, and expend, with the approval of the Department of Finance
76 and Administration, any special funds made available to comply
77 with the Single Audit Act of 1984. These special funds may be
78 used to employ staff, reallocate existing staff, and pay related
79 expenses, or to engage private accountants, as necessary, to
80 comply with the provisions of the Act.

81 SECTION 5. Within the funds provided herein, audits of the

82 Institute for Technology Development (ITD) are to be performed by
83 the State Auditor in accordance with Sections 31-29-3 and
84 31-29-25, Mississippi Code of 1972. In conducting these audits,
85 the State Auditor may rely to the maximum extent possible upon
86 audits of ITD conducted by independent auditors in accordance with
87 the provisions of the "Standards for Audit of Governmental
88 Organizations, Programs, Activities and Functions" published by
89 the Comptroller General of the United States and Circular A-133
90 "Audits of Institutions of Higher Learning and Other Non-Profit
91 Institutions" published by the Office of Management and Budget.
92 ITD shall present the results of any and all such audits to the
93 State Auditor for review and incorporation into his reports to the
94 Legislative Budget Committee. The audits to be provided to the
95 State Auditor by ITD shall include at least one (1) annual
96 financial and compliance audit and one (1) audit of its indirect
97 costs and associated billing rate agreements.

98 SECTION 6. In compliance with the "Mississippi Performance
99 Budget and Strategic Planning Act of 1994," it is the intent of
100 the Legislature that the funds provided herein shall be utilized
101 in the most efficient and effective manner possible to achieve the
102 intended mission of this agency. Based on the funding authorized,
103 this agency shall make every effort to attain the targeted
104 performance measures provided below:

	FY2002
<u>Performance Measures</u>	<u>Target</u>
Post Audit	
Audits Completed (Engagements)	165
Billable Audit Hours (Hours)	164,400
Technical Assistance	
Inquiries (Action)	10,000

112	Cost per Inquiry (\$)	23.47
113	Technicalities (Actions)	4,000
114	Cost per Technicality (\$)	0.38
115	Average Daily Attendance	
116	ADA Examination (Actions)	10,270
117	Cost per Attendance Count (\$)	53.56
118	Cost per School (\$)	617.24

119 A reporting of the degree to which the performance targets
120 set above have been or are being achieved shall be provided in the
121 agency's budget request submitted to the Joint Legislative Budget
122 Committee for Fiscal Year 2003.

123 SECTION 7. The money herein appropriated shall be paid by
124 the State Treasurer out of any money in the State Treasury to the
125 credit of the proper fund or funds as set forth in this act, upon
126 warrants issued by the State Fiscal Officer; and the State Fiscal
127 Officer shall issue his warrants upon requisitions signed by the
128 proper person, officer or officers, in the manner provided by law.

129 SECTION 8. This act shall take effect and be in force from
130 and after July 1, 2001.