

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

**Senate Bill NO. 3129**

**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 money in the State  
7 Treasury to the credit of the administrative fund of the  
8 Mississippi Employment Security Commission, for the purpose of  
9 defraying the expenses incurred by said commission for the fiscal  
10 year beginning July 1, 2001, and ending June 30, 2002.....  
11 ..... \$       77,804,299.00.

12           SECTION 2. Of the funds appropriated under the provisions of  
13 Section 1, not more than the amounts set forth below shall be  
14 expended for the respective major objects or purposes of  
15 expenditure:

16           MAJOR OBJECTS OF EXPENDITURE:

17           Personal Services:

18                 Salaries, Wages and Fringe Benefits.. \$       41,653,066.00  
19                 Travel and Subsistence.....               900,000.00  
20                 Contractual Services.....               11,400,345.00  
21                 Commodities.....                       954,523.00

22	Capital Outlay:	
23	Other Than Equipment.....	7,794,000.00
24	Equipment.....	3,095,934.00
25	Subsidies, Loans and Grants.....	<u>12,006,431.00</u>
26	Total.....	\$ 77,804,299.00

27 AUTHORIZED POSITIONS:

28	Permanent:	Full Time.....	795
29		Part Time.....	365
30	Time-Limited:	Full Time.....	0
31		Part Time.....	0

32 With the funds herein appropriated, it is the intention of  
33 the Legislature that it shall be the agency's responsibility to  
34 make certain that funds required to be appropriated for "Personal  
35 Services" for Fiscal Year 2003 do not exceed Fiscal Year 2002  
36 funds appropriated for that purpose, unless programs or positions  
37 are added to the agency's Fiscal Year 2003 budget by the  
38 Mississippi Legislature. Based on data provided by the  
39 Legislative Budget Office, the State Personnel Board shall  
40 determine and publish the projected annual cost to fully fund all  
41 appropriated positions in compliance with the provisions of this  
42 act. It shall be the responsibility of the agency head to insure  
43 that no single personnel action increases this projected annual  
44 cost and/or the Fiscal Year 2002 appropriation for "Personal  
45 Services" when annualized. If, at the end of any calendar month,  
46 the State Personnel Board determines that the agency has taken  
47 action(s) which would cause the agency to exceed this projected  
48 annual cost or the Fiscal Year 2002 "Personal Services"  
49 appropriated level, when annualized, then only those actions which  
50 reduce the projected annual cost and/or the appropriation  
51 requirement will be processed by the State Personnel Board until

52 such time as the requirements of this provision are met.

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

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

59 SECTION 3. In addition to any other funds appropriated  
60 herein, the following sum, or so much thereof as may be necessary,  
61 is hereby appropriated out of any money in the Unemployment Trust  
62 Fund, made available to this state under Section 903 of the Social  
63 Security Act, as amended, to the Employment Security Commission to  
64 be deposited in the Employment Security Administration Fund for  
65 use by the Employment Security Commission, under the direction of  
66 the Office of Building, Grounds and Real Property Management to  
67 acquire lands and construct buildings thereon or improve existing  
68 buildings to be used as offices, for the fiscal year beginning  
69 July 1, 2001, and ending June 30, 2002..... \$ 3,201,000.00.

70 SECTION 4. The money herein appropriated under the  
71 provisions of Section 3 shall be requisitioned by the Employment  
72 Security Commission from the Unemployment Trust Fund maintained by  
73 the Secretary of the Treasury of the United States as needed for  
74 the payment of obligations incurred under this appropriation, and  
75 such monies shall be deposited in the Employment Security  
76 Administration Fund in accordance with the provisions of Section  
77 71-5-457, Mississippi Code of 1972.

78 SECTION 5. In addition to any other funds appropriated  
79 herein, the following sum, or so much thereof as may be necessary,  
80 is hereby appropriated out of funds in the Special Employment  
81 Security Administration Fund to the Employment Security Commission

82 for its use as provided in Section 71-5-114, Mississippi Code of  
83 1972, for the fiscal year beginning July 1, 2001, and ending  
84 June 30, 2002..... \$2,075,000.00.

85 SECTION 6. The money herein appropriated under the  
86 provisions of Section 5 shall be requisitioned by the Employment  
87 Security Commission from the Special Employment Security  
88 Administration Fund as needed for the payment of obligations  
89 incurred under this appropriation, and such monies requisitioned  
90 shall be deposited in the Employment Security Administration Fund  
91 upon receipt.

92 SECTION 7. Of the funds appropriated in this act, a total of  
93 Twelve Million Dollars (\$12,000,000.00) is provided for the  
94 purpose of constructing or lease purchasing a new headquarters  
95 facility for the Mississippi Employment Security Commission, and  
96 paying for any costs associated with the construction of  
97 facilities. The funds authorized in this section shall be under  
98 the direction of the Bureau of Building, Grounds and Real Property  
99 Management.

100 SECTION 8. The money herein appropriated shall be paid by  
101 the State Treasurer out of any money in the State Treasury to the  
102 credit of the proper fund or funds as set forth in this act, upon  
103 warrants issued by the State Fiscal Officer; and the State Fiscal  
104 Officer shall issue his warrants upon requisitions signed by the  
105 proper person, officer or officers, in the manner provided by law.

106 SECTION 9. This act shall take effect and be in force from  
107 and after July 1, 2001.