

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. 3174: Appropriation; MS Workers Compensation Comm.

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 Treasury to the credit of the Mississippi Workers' Compensation
8 Commission, for the purpose of defraying the expenses incurred by
9 said commission for the fiscal year beginning July 1, 2002, and
10 ending June 30, 2003..... \$ 5,250,450.00.

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

15 **MAJOR OBJECTS OF EXPENDITURE:**

16 Personal Services:

17 Salaries, Wages and Fringe Benefits.. \$	3,555,405.00
18 Travel and Subsistence.....	165,000.00
19 Contractual Services.....	1,002,145.00
20 Commodities.....	78,300.00
21 Capital Outlay:	
22 Other Than Equipment.....	5,000.00
23 Equipment.....	89,600.00
24 Subsidies, Loans and Grants.....	<u>355,000.00</u>
25 Total..... \$	5,250,450.00

26 **AUTHORIZED POSITIONS:**

27	Permanent:	Full Time	76
28		Part Time	0
29	Time-Limited:	Full Time	0
30		Part Time	0

31 Funds are provided herein to adjust the Variable Compensation
32 Plan to ensure that all full-time employees receive a pay increase
33 equal to fifty percent (50%) of the realignment component of the
34 Variable Compensation Plan or Six Hundred Dollars (\$600.00),
35 whichever is greater, beginning on January 1, 2003.

36 With the funds herein appropriated, it is the intention of
37 the Legislature that it shall be the agency's responsibility to
38 make certain that funds required to be appropriated for "Personal
39 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
40 funds appropriated for that purpose, unless programs, positions or
41 pay increases are added to the agency's budget by the Mississippi
42 Legislature. Based on data provided by the Legislative Budget
43 Office, the State Personnel Board shall, on July 1, 2002, publish
44 separate annual projection reports, based on July 1, 2002 data,
45 for the period of July 1, 2002 through December 31, 2002, and
46 January 1, 2003 through June 30, 2003, that project the annual
47 cost to fully fund all appropriated positions in compliance with
48 the provisions of this act. It shall be the responsibility of the
49 agency head to ensure that no single personnel action increases
50 this projected cost and/or the Fiscal Year 2003 appropriation for
51 "Personal Services," as annualized on a semi-annual basis in
52 accordance with the provisions of this act. If, at the end of any
53 calendar month, the State Personnel Board determines that the
54 agency has taken action(s) which would cause the agency to exceed
55 this projected annual cost or the Fiscal Year 2003 "Personal
56 Services" appropriated level, when annualized in compliance with
57 the provisions of this act, then only those actions which reduce
58 the projected annual cost and/or the appropriation requirement
59 will be processed by the State Personnel Board until such time as
60 the requirements of this provision are met.

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

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

67 **SECTION 3.** It is the intention of the Legislature that with
68 the funds appropriated in Section 1 and authorized for expenditure
69 in Section 2, the Mississippi Workers' Compensation Commission
70 shall enter into a contract with the industrial private sector for
71 the purpose of implementing a safety education and training
72 program.

73 **SECTION 4.** With the funds provided herein, it is the intent
74 of the Legislature that the Workers' Compensation Commission may
75 transfer a sum or sums not to exceed Two Hundred Thousand Dollars
76 (\$200,000.00) from the Administrative Expense Fund to the Second
77 Injury Fund.

78 **SECTION 5.** With the funds provided herein, it is the intent
79 of the Legislature that the Workers' Compensation Commission may
80 transfer a sum or sums not to exceed One Hundred Fifty Thousand
81 Dollars (\$150,000.00) from the Administrative Expense Fund to the
82 Insurance Integrity Enforcement Bureau within the Office of the
83 Attorney General.

84 **SECTION 6.** The money herein appropriated shall be paid by
85 the State Treasurer out of any money in the State Treasury to the
86 credit of the proper fund or funds as set forth in this act, upon
87 warrants issued by the State Fiscal Officer; and the State Fiscal
88 Officer shall issue his warrants upon requisitions signed by the
89 proper person, officer or officers, in the manner provided by law.

90 **SECTION 7.** This act shall take effect and be in force from
91 and after July 1, 2002.

CONFEREES FOR THE SENATE

X _____

Jack Gordon

X _____

Tommy A. Gollott

X _____

Neely C. Carlton

CONFEREES FOR THE HOUSE

X _____

Charlie Capps, Jr.

X _____

John Read

X _____

Cecil Brown