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

## House Bill NO. 1764

## By Senator(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 Mississippi Auctioneers Commission
8	for the purpose of defraying the expenses of the commission, for
9	the fiscal year beginning July 1, 2002, and ending June 30, 2003.
10	\$ 93,207.00.
11	SECTION 2. With the funds appropriated under the provisions
12	of Section 1, the following positions are authorized:
13	AUTHORIZED POSITIONS:
14	Permanent: Full Time 1
15	Part Time 0
16	Time-Limited: Full Time 0
17	Part Time 0
18	Funds are provided herein to adjust the Variable Compensation
19	Plan to ensure that all full-time employees receive a pay increase
20	equal to fifty percent (50%) of the realignment component of the
21	Variable Compensation Plan or Six Hundred Dollars (\$600.00),
22	whichever is greater, beginning on January 1, 2003.
23	With the funds herein appropriated, it is the intention of
24	the Legislature that it shall be the agency's responsibility to

```
25 make certain that funds required to be appropriated for "Personal Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003
```

27 funds appropriated for that purpose, unless programs, positions or

- 28 pay increases are added to the agency's budget by the Mississippi
- 29 Legislature. Based on data provided by the Legislative Budget
- 30 Office, the State Personnel Board shall, on July 1, 2002, publish
- 31 separate annual projection reports, based on July 1, 2002 data,
- 32 for the period of July 1, 2002 through December 31, 2002, and
- 33 January 1, 2003 through June 30, 2003, that project the annual
- 34 cost to fully fund all appropriated positions in compliance with
- 35 the provisions of this act. It shall be the responsibility of the
- 36 agency head to ensure that no single personnel action increases
- 37 this projected cost and/or the Fiscal Year 2003 appropriation for
- 38 "Personal Services," as annualized on a semi-annual basis in
- 39 accordance with the provisions of this act. If, at the end of any
- 40 calendar month, the State Personnel Board determines that the
- 41 agency has taken action(s) which would cause the agency to exceed
- 42 this projected annual cost or the Fiscal Year 2003 "Personal
- 43 Services" appropriated level, when annualized in compliance with
- 44 the provisions of this act, then only those actions which reduce
- 45 the projected annual cost and/or the appropriation requirement
- 46 will be processed by the State Personnel Board until such time as
- 47 the requirements of this provision are met.
- Any transfers or escalations shall be made in accordance with
- 49 the terms, conditions and procedures established by law.
- No general funds authorized to be expended herein shall be
- 51 used to replace federal funds and/or other special funds which are
- 52 being used for salaries authorized under the provisions of this
- 53 act and which are withdrawn and no longer available.
- Of the above funds, none may be expended by this act to
- 55 provide for any regulatory authority over livestock auctioneers
- 56 conducting sales for an individual of his own property.
- 57 **SECTION 3.** The money herein appropriated shall be paid by
- 58 the State Treasurer out of any money in the State Treasury to the
- 59 credit of the proper fund or funds as set forth in this act, upon

- 60 warrants issued by the State Fiscal Officer; and the State Fiscal
- Officer shall issue his warrants upon requisitions signed by the
- 62 proper person, officer or officers, in the manner provided by law.
- 63 **SECTION 4.** This act shall take effect and be in force from
- 64 and after July 1, 2002.