

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

**House Bill NO. 1792**

**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 General Fund not otherwise appropriated, to the State Soil and  
8 Water Conservation Commission for the purpose of defraying the  
9 administrative expenses of the commission and carrying out the  
10 provisions of Section 69-27-1 et seq., Mississippi Code of 1972,  
11 for the fiscal year beginning July 1, 2002, and ending  
12 June 30, 2003..... \$           726,924.00.

13           **SECTION 2.** The following sum, or so much thereof as may be  
14 necessary, is hereby appropriated out of any money in the special  
15 fund in the State Treasury to the credit of the State Soil and  
16 Water Conservation Commission which is comprised of special source  
17 funds collected by or otherwise available to the commission, for  
18 the purpose of defraying the expenses of the commission for the  
19 fiscal year beginning July 1, 2002, and ending June 30, 2003.....  
20 ..... \$           1,392,663.00.

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

25 MAJOR OBJECTS OF EXPENDITURE:

26 Personal Services:

27	Salaries, Wages and Fringe Benefits..	\$	713,573.00
28	Travel and Subsistence.....		18,000.00
29	Contractual Services.....		270,269.00
30	Commodities.....		71,700.00
31	Capital Outlay:		
32	Other Than Equipment.....		0.00
33	Equipment.....		6,000.00
34	Subsidies, Loans and Grants.....		<u>1,040,045.00</u>
35	Total.....	\$	2,119,587.00

36 FUNDING:

37	General Funds.....	\$	726,924.00
38	Special Funds.....		<u>1,392,663.00</u>
39	Total.....	\$	2,119,587.00

40 AUTHORIZED POSITIONS:

41	Permanent:	Full Time.....	13
42		Part Time.....	0
43	Time-Limited:	Full Time.....	2
44		Part Time.....	0

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

50 With the funds herein appropriated, it is the intention of  
51 the Legislature that it shall be the agency's responsibility to  
52 make certain that funds required to be appropriated for "Personal  
53 Services" for Fiscal Year 2004 do not exceed Fiscal Year 2003  
54 funds appropriated for that purpose, unless programs, positions or  
55 pay increases are added to the agency's budget by the Mississippi  
56 Legislature. Based on data provided by the Legislative Budget  
57 Office, the State Personnel Board shall, on July 1, 2002, publish  
58 separate annual projection reports, based on July 1, 2002 data,  
59 for the period of July 1, 2002 through December 31, 2002, and

60 January 1, 2003 through June 30, 2003, that project the annual  
61 cost to fully fund all appropriated positions in compliance with  
62 the provisions of this act. It shall be the responsibility of the  
63 agency head to ensure that no single personnel action increases  
64 this projected cost and/or the Fiscal Year 2003 appropriation for  
65 "Personal Services," as annualized on a semi-annual basis in  
66 accordance with the provisions of this act. If, at the end of any  
67 calendar month, the State Personnel Board determines that the  
68 agency has taken action(s) which would cause the agency to exceed  
69 this projected annual cost or the Fiscal Year 2003 "Personal  
70 Services" appropriated level, when annualized in compliance with  
71 the provisions of this act, then only those actions which reduce  
72 the projected annual cost and/or the appropriation requirement  
73 will be processed by the State Personnel Board until such time as  
74 the requirements of this provision are met.

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

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

81 **SECTION 4.** The State Soil and Water Conservation Commission  
82 is hereby authorized to retain all funds generated from the sale  
83 of equipment. Any funds made available from the sale of equipment  
84 shall be deposited into the special fund in the State Treasury to  
85 the credit of the Soil and Water Conservation Commission and shall  
86 be used solely for the purpose of purchasing equipment.

87 **SECTION 5.** The State Soil and Water Conservation Commission  
88 is hereby authorized to receive, budget and expend any proceeds  
89 derived from the sale of bonds authorized in Section 69-27-331 et  
90 seq., Mississippi Code of 1972. All expenditures shall be in  
91 accordance with conditions provided in Section 69-27-331 et seq.,  
92 Mississippi Code of 1972.

93 **SECTION 6.** It is the intention of the Legislature that the  
94 Soil and Water Conservation Commission shall have the authority to

95 escalate its budget and expend funds from any source not to exceed  
96 Seven Hundred Fifty Thousand Dollars (\$750,000.00) in accordance  
97 with rules and regulations of the Department of Finance and  
98 Administration in a manner consistent with the escalation of  
99 federal funds.

100       **SECTION 7.** Of the funds appropriated in Section 1, it is the  
101 intention of the Legislature that Sixty-five Thousand Dollars  
102 (\$65,000.00) be used for the purpose of funding a Beaver Control  
103 Cost Share program. The Mississippi Soil and Water Conservation  
104 Commission shall promulgate rules and regulations for the  
105 establishment and operation of the program on a fund matching  
106 basis with the county unit of government. Funds not expended or  
107 encumbered in a county may be transferred to another county during  
108 the fiscal year. Only those funds specifically appropriated for  
109 the Beaver Control Cost Share program shall be used in any such  
110 program.

111       **SECTION 8.** The money herein appropriated shall be paid by  
112 the State Treasurer out of any money in the State Treasury to the  
113 credit of the proper fund or funds as set forth in this act, upon  
114 warrants issued by the State Fiscal Officer; and the State Fiscal  
115 Officer shall issue his warrants upon requisitions signed by the  
116 proper person, officer or officers, in the manner provided by law.

117       **SECTION 9.** This act shall take effect and be in force from  
118 and after July 1, 2002.