

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. 2970: 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, 2003, and
10 ending June 30, 2004..... \$ 5,440,100.00.

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:

MAJOR OBJECTS OF EXPENDITURE:

16	Personal Services:	
17	Salaries, Wages and Fringe Benefits..	\$ 3,781,930.00
18	Travel and Subsistence.....	165,000.00
19	Contractual Services.....	985,620.00
20	Commodities.....	78,300.00
21	Capital Outlay:	
22	Other Than Equipment.....	5,000.00
23	Equipment.....	69,250.00
24	Subsidies, Loans and Grants.....	<u>355,000.00</u>
25	Total.....	\$ 5,440,100.00

26 AUTHORIZED POSITIONS:

27	Permanent:	Full Time	75
28		Part Time	0
29	Time-Limited:	Full Time	0
30		Part Time	0

31 With the funds herein appropriated, it is the intention of
32 the Legislature that it shall be the agency's responsibility to
33 make certain that funds required to be appropriated for "Personal
34 Services" for Fiscal Year 2005 do not exceed Fiscal Year 2004
35 funds appropriated for that purpose, unless programs or positions
36 are added to the agency's Fiscal Year 2005 budget by the
37 Mississippi Legislature. Based on data provided by the
38 Legislative Budget Office, the State Personnel Board shall
39 determine and publish the projected annual cost to fully fund all
40 appropriated positions in compliance with the provisions of this
41 act. It shall be the responsibility of the agency head to insure
42 that no single personnel action increases this projected annual
43 cost and/or the Fiscal Year 2004 appropriation for "Personal
44 Services" when annualized. If, at the end of any calendar month,
45 the State Personnel Board determines that the agency has taken
46 action(s) which would cause the agency to exceed this projected
47 annual cost or the Fiscal Year 2004 "Personal Services"
48 appropriated level, when annualized, then only those actions which
49 reduce the projected annual cost and/or the appropriation
50 requirement will be processed by the State Personnel Board until
51 such time as the requirements of this provision are met.

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

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57 act and which are withdrawn and no longer available.

58 **SECTION 3.** It is the intention of the Legislature that with
59 the funds appropriated in Section 1 and authorized for expenditure
60 in Section 2, the Mississippi Workers' Compensation Commission
61 shall enter into a contract with the industrial private sector for
62 the purpose of implementing a safety education and training

63 program.

64 **SECTION 4.** With the funds provided herein, it is the intent
65 of the Legislature that the Workers' Compensation Commission may
66 transfer a sum or sums not to exceed Two Hundred Thousand Dollars
67 (\$200,000.00) from the Administrative Expense Fund to the Second
68 Injury Fund.

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

75 **SECTION 6.** Of the funds appropriated under the provisions of
76 Section 1 and allocated in Section 2, funds in the amount of One
77 Hundred Fifty-three Thousand Eight Hundred Seventy-five Dollars
78 (\$153,875.00) are provided to carry out the provisions of Senate
79 Bill No. 2794, Regular Session of 2003. In the event that Senate
80 Bill No. 2794, Regular Session of 2003, is not enacted into law,
81 it is the intention of the Legislature that the Workers'
82 Compensation Commission should not expend One Hundred Fifty-three
83 Thousand Eight Hundred Seventy-five Dollars (\$153,875.00) of the
84 funds appropriated under the provisions of Section 1 and allocated
85 in Section 2 of this Act.

86 **SECTION 7.** The money herein appropriated shall be paid by
87 the State Treasurer out of any money in the State Treasury to the
88 credit of the proper fund or funds as set forth in this act, upon
89 warrants issued by the State Fiscal Officer; and the State Fiscal
90 Officer shall issue his warrants upon requisitions signed by the
91 proper person, officer or officers, in the manner provided by law.

92 **SECTION 8.** This act shall take effect and be in force from
93 and after July 1, 2003.

CONFEREES FOR THE SENATE

X _____

Jack Gordon

X _____

Tommy A. Gollott

X _____

Hillman Terome Frazier

CONFEREES FOR THE HOUSE

X _____

Charlie Capps, Jr.

X _____

John Read

X _____

Cecil Brown