

House Amendments to Senate Bill No. 3105

TO THE SECRETARY OF THE SENATE:

THIS IS TO INFORM YOU THAT THE HOUSE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

4 **SECTION 1.** The following sum, or so much thereof as may be
5 necessary, is hereby appropriated out of any money in the State
6 General Fund not otherwise appropriated, for the purpose of
7 defraying the expenses of the Mississippi Ethics Commission for
8 the fiscal year beginning July 1, 2004, and ending June 30, 2005
9 \$ 519,418.00.

10 **SECTION 2.** With the funds appropriated under the provisions
11 of Section 1, the following positions are authorized:

12 **AUTHORIZED POSITIONS:**

13	Permanent:	Full Time.....	8
14		Part Time.....	0
15	Time-Limited:	Full Time.....	0
16		Part Time.....	0

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

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22 act and which are withdrawn and no longer available.

23 **SECTION 3.** The funds authorized herein shall be used to fund
24 all operations of the agency with the following prohibitions:

25 (1) The agency shall not fill any current or future vacant
26 positions;

27 (2) The agency shall not take any action to promote or
28 otherwise award salary increases through reallocation,
29 reclassification, realignment, education benchmark, career ladder,

30 or any other means to increase salaries of employees or positions
31 except as allowed under the provisions set forth in House Bill No.
32 1279, 2004 Regular Session;

33 (3) The agency shall not expend funds for out-of-state
34 travel except as allowed under the provisions set forth in House
35 Bill No. 1279, 2004 Regular Session;

36 (4) The agency shall not expend funds for the purchase of or
37 contract for cellular phones, two-way radios or pagers, except for
38 support of employees in the Department of Public Safety and the
39 Bureau of Narcotics as recommended by Information Technology
40 Services or as allowed under the provisions set forth in House
41 Bill No. 1279, 2004 Regular Session;

42 (5) The agency shall not expend funds to publish or
43 distribute any annual reports or other publications;

44 (6) The agency shall not expend funds for public relation
45 activities regarding the functions, programs or services of the
46 agency except as allowed under the provisions set forth in House
47 Bill No. 1279, 2004 Regular Session;

48 (7) The agency shall not advertise the functions, programs
49 or services of the agency except that the Mississippi Development
50 Authority is authorized to expend funds for advertising to carry
51 out the purposes of key programs administered by the authority;

52 (8) The agency shall not expend funds for staff development
53 or training services;

54 (9) The agency shall not expend funds for the purchase of
55 new or replacement equipment or furniture, excluding lease
56 purchase payments on agreements in effect upon passage of this
57 appropriation bill, except as allowed under the provisions set
58 forth in House Bill No. 1279, 2004 Regular Session.

59 **SECTION 4.** It is the intention of the Legislature that none
60 of the funds appropriated above shall be expended unless members
61 of the Mississippi House of Representatives and Mississippi Senate
62 are notified at least five (5) days prior to a public ceremony
63 announcing the award of any grant in their district or any public
64 announcement or ceremony regarding the groundbreaking or opening

65 of a facility, roadway or bridge for which the Legislature has
66 made funds available. Any signage regarding any public event or
67 any new facility, roadway or bridge shall include the following
68 language: "Funds were made available for this project by the
69 Mississippi State Legislature."

70 **SECTION 5.** It is the intention of the Legislature that the
71 Mississippi Ethics Commission shall maintain complete accounting
72 and personnel records related to the expenditure of all funds
73 appropriated under this act and that such records shall be in the
74 same format and level of detail as maintained for Fiscal Year
75 2004. It is further the intention of the Legislature that the
76 agency's budget request for Fiscal Year 2006 shall be submitted to
77 the Joint Legislative Budget Committee in a format and level of
78 detail comparable to the format and level of detail provided
79 during the Fiscal Year 2005 budget request process.

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

86 **SECTION 7.** This act shall take effect and be in force from
87 and after July 1, 2004.

HR05\SB3105A.J

Don Richardson
Clerk of the House of Representatives