

**House Amendments to Senate Bill No. 3132**

**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:**

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, for the purpose of  
8 defraying the expenses of the Mississippi Board of Animal Health  
9 for the fiscal year beginning July 1, 2004, and ending  
10 June 30, 2005..... \$       1,186,687.00.

11       **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby authorized for expenditure out of any special  
13 source funds which are collected by or otherwise become available  
14 for the purpose of defraying the expenses of the Mississippi Board  
15 of Animal Health, for the fiscal year beginning July 1, 2004, and  
16 ending June 30, 2005..... \$       429,419.00.

17       **SECTION 3.** Of the funds appropriated under the provisions of  
18 Sections 1 and 2, the following positions are authorized:

19       MAJOR OBJECTS OF EXPENDITURE:

20       AUTHORIZED POSITIONS:

21	Permanent:	Full Time.....	21
22		Part Time.....	0
23	Time-Limited:	Full Time.....	3
24		Part Time.....	0

25       With the funds herein appropriated, it is the intention of  
26 the Legislature that it shall be the agency's responsibility to  
27 make certain that funds required to be appropriated for "Personal  
28 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005  
29 funds appropriated for that purpose, unless programs or positions  
30 are added to the agency's Fiscal Year 2006 budget by the

31 Mississippi Legislature. Based on data provided by the  
32 Legislative Budget Office, the State Personnel Board shall  
33 determine and publish the projected annual cost to fully fund all  
34 appropriated positions in compliance with the provisions of this  
35 act. It shall be the responsibility of the agency head to insure  
36 that no single personnel action increases this projected annual  
37 cost and/or the Fiscal Year 2005 appropriation for "Personal  
38 Services" when annualized, with the exception of escalated funds.  
39 If, at the time the agency takes any action to change "Personal  
40 Services," the State Personnel Board determines that the agency  
41 has taken an action which would cause the agency to exceed this  
42 projected annual cost or the Fiscal Year 2005 "Personal Services"  
43 appropriated level, when annualized, then only those actions which  
44 reduce the projected annual cost and/or the appropriation  
45 requirement will be processed by the State Personnel Board until  
46 such time as the requirements of this provision are met.

47 Any transfers or escalations shall be made in accordance with  
48 the terms, conditions and procedures established by law or  
49 allowable under the terms set forth within this act. The State  
50 Personnel Board shall not escalate positions without written  
51 approval from the Department of Finance and Administration. The  
52 Department of Finance and Administration shall not provide written  
53 approval to escalate any funds for salaries and/or positions  
54 without proof of availability of new or additional funds above the  
55 appropriated level.

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

60 **SECTION 4.** The funds authorized herein shall be used to fund  
61 all operations of the agency with the following prohibitions:

62 (1) The agency shall not fill any current or future vacant  
63 positions;

64 (2) The agency shall not take any action to promote or  
65 otherwise award salary increases through reallocation,

66 reclassification, realignment, education benchmark, career ladder,  
67 or any other means to increase salaries of employees or positions  
68 except as allowed under the provisions set forth in House Bill No.  
69 1279, 2004 Regular Session;

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

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

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

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

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

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

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

96 **SECTION 5.** It is the intention of the Legislature that none  
97 of the funds appropriated above shall be expended unless members  
98 of the Mississippi House of Representatives and Mississippi Senate  
99 are notified at least five (5) days prior to a public ceremony  
100 announcing the award of any grant in their district or any public

101 announcement or ceremony regarding the groundbreaking or opening  
102 of a facility, roadway or bridge for which the Legislature has  
103 made funds available. Any signage regarding any public event or  
104 any new facility, roadway or bridge shall include the following  
105 language: "Funds were made available for this project by the  
106 Mississippi State Legislature."

107       **SECTION 6.** It is the intention of the Legislature that the  
108 Mississippi Board of Animal Health shall maintain complete  
109 accounting and personnel records related to the expenditure of all  
110 funds appropriated under this act and that such records shall be  
111 in the same format and level of detail as maintained for Fiscal  
112 Year 2004. It is further the intention of the Legislature that  
113 the agency's budget request for Fiscal Year 2006 shall be  
114 submitted to the Joint Legislative Budget Committee in a format  
115 and level of detail comparable to the format and level of detail  
116 provided during the Fiscal Year 2005 budget request process.

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

123       **SECTION 8.** This act shall take effect and be in force from  
124 and after July 1, 2004.

HR05\SB3132A.J

Don Richardson  
Clerk of the House of Representatives