

House Amendments to Senate Bill No. 3147

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 Treasury to the credit of the Mississippi State Board of Dental
7 Examiners, for the support of said board for the fiscal year
8 beginning July 1, 2004, and ending June 30, 2005.....
9 \$ 549,930.00.

10 **SECTION 2.** Of the funds appropriated under the provisions of
11 Section 1, not more than the amounts set forth below shall be
12 expended for the respective major objects or purposes of
13 expenditure:

14 **MAJOR OBJECTS OF EXPENDITURE:**

15 Personal Services:

16 Salaries, Wages and Fringe Benefits..	\$	254,600.00
17 Travel and Subsistence.....		27,000.00
18 Contractual Services.....		189,330.00
19 Commodities.....		18,000.00
20 Capital Outlay:		
21 Other Than Equipment.....		0.00
22 Equipment.....		21,000.00
23 Subsidies, Loans and Grants.....		<u>40,000.00</u>
24 Total.....	\$	549,930.00

25 **AUTHORIZED POSITIONS:**

26 Permanent:	Full Time.....	6
27	Part Time.....	0
28 Time-Limited:	Full Time.....	0
29	Part Time.....	0

30 With the funds herein appropriated, it is the intention of
31 the Legislature that it shall be the agency's responsibility to
32 make certain that funds required to be appropriated for "Personal
33 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005
34 funds appropriated for that purpose, unless programs or positions
35 are added to the agency's Fiscal Year 2006 budget by the
36 Mississippi Legislature. Based on data provided by the
37 Legislative Budget Office, the State Personnel Board shall
38 determine and publish the projected annual cost to fully fund all
39 appropriated positions in compliance with the provisions of this
40 act. It shall be the responsibility of the agency head to insure
41 that no single personnel action increases this projected annual
42 cost and/or the Fiscal Year 2005 appropriation for "Personal
43 Services" when annualized, with the exception of escalated funds.
44 If, at the time the agency takes any action to change "Personal
45 Services," the State Personnel Board determines that the agency
46 has taken an action which would cause the agency to exceed this
47 projected annual cost or the Fiscal Year 2005 "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 or
54 allowable under the terms set forth within this act. The State
55 Personnel Board shall not escalate positions without written
56 approval from the Department of Finance and Administration. The
57 Department of Finance and Administration shall not provide written
58 approval to escalate any funds for salaries and/or positions
59 without proof of availability of new or additional funds above the
60 appropriated level.

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

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

67 (1) The agency shall not fill any current or future vacant
68 positions;

69 (2) The agency shall not take any action to promote or
70 otherwise award salary increases through reallocation,
71 reclassification, realignment, education benchmark, career ladder,
72 or any other means to increase salaries of employees or positions
73 except as allowed under the provisions set forth in House Bill No.
74 1279, 2004 Regular Session;

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

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

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

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

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

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

96 (9) The agency shall not expend funds for the purchase of
97 new or replacement equipment or furniture, excluding lease
98 purchase payments on agreements in effect upon passage of this

99 appropriation bill, except as allowed under the provisions set
100 forth in House Bill No. 1279, 2004 Regular Session.

101 **SECTION 4.** It is the intention of the Legislature that none
102 of the funds appropriated above shall be expended unless members
103 of the Mississippi House of Representatives and Mississippi Senate
104 are notified at least five (5) days prior to a public ceremony
105 announcing the award of any grant in their district or any public
106 announcement or ceremony regarding the groundbreaking or opening
107 of a facility, roadway or bridge for which the Legislature has
108 made funds available. Any signage regarding any public event or
109 any new facility, roadway or bridge shall include the following
110 language: "Funds were made available for this project by the
111 Mississippi State Legislature."

112 **SECTION 5.** It is the intention of the Legislature that the
113 Mississippi State Board of Dental Examiners shall maintain
114 complete accounting and personnel records related to the
115 expenditure of all funds appropriated under this act and that such
116 records shall be in the same format and level of detail as
117 maintained for Fiscal Year 2004. It is further the intention of
118 the Legislature that the agency's budget request for Fiscal Year
119 2006 shall be submitted to the Joint Legislative Budget Committee
120 in a format and level of detail comparable to the format and level
121 of detail provided during the Fiscal Year 2005 budget request
122 process.

123 **SECTION 6.** It is the intention of the Legislature that none
124 of the funds appropriated in this act shall be authorized for the
125 purchase of surveillance equipment.

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

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

HR05\SB3147A.J

Don Richardson
Clerk of the House of Representatives