

Senate Amendments to House Bill No. 1716

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE 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:

7 **SECTION 1.** The following sum, or so much thereof as may be
8 necessary, is hereby appropriated out of any money in the State
9 Treasury to the credit of the Administrative Expense Account of
10 the Public Employees' Retirement System for the purpose of
11 defraying the administrative expenses of the Board of Trustees of
12 the Public Employees' Retirement System, or out of any money in
13 the State Treasury to the credit of the Retirement System Building
14 Account of the Public Employees' Retirement System for the purpose
15 of maintenance and general operation of the Retirement System
16 Building, for the fiscal year beginning July 1, 2004, and ending
17 June 30, 2005..... \$ 9,050,132.00.

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

22 **MAJOR OBJECTS OF EXPENDITURE:**

23 Personal Services:

24 Salaries, Wages and Fringe Benefits..	\$	5,936,442.00
25 Travel and Subsistence.....		32,000.00
26 Contractual Services.....		2,708,690.00
27 Commodities.....		300,000.00
28 Capital Outlay:		
29 Other Than Equipment.....		0.00
30 Equipment.....		73,000.00
31 Subsidies, Loans and Grants.....		0.00
32 Total.....	\$	9,050,132.00

33 AUTHORIZED POSITIONS:

34	Permanent:	Full Time.....	134
35		Part Time.....	0
36	Time-Limited:	Full Time.....	0
37		Part Time.....	0

38 With the funds herein appropriated, it is the intention of
39 the Legislature that it shall be the agency's responsibility to
40 make certain that funds required to be appropriated for "Personal
41 Services" for Fiscal Year 2006 do not exceed Fiscal Year 2005
42 funds appropriated for that purpose, unless programs or positions
43 are added to the agency's Fiscal Year 2006 budget by the
44 Mississippi Legislature. Based on data provided by the
45 Legislative Budget Office, the State Personnel Board shall
46 determine and publish the projected annual cost to fully fund all
47 appropriated positions in compliance with the provisions of this
48 act. It shall be the responsibility of the agency head to insure
49 that no single personnel action increases this projected annual
50 cost and/or the Fiscal Year 2005 appropriation for "Personal
51 Services" when annualized, with the exception of escalated funds.
52 If, at the time the agency takes any action to change "Personal
53 Services," the State Personnel Board determines that the agency
54 has taken an action which would cause the agency to exceed this
55 projected annual cost or the Fiscal Year 2005 "Personal Services"
56 appropriated level, when annualized, then only those actions which
57 reduce the projected annual cost and/or the appropriation
58 requirement will be processed by the State Personnel Board until
59 such time as the requirements of this provision are met.

60 Any transfers or escalations shall be made in accordance with
61 the terms, conditions and procedures established by law or
62 allowable under the terms set forth within this act. The State
63 Personnel Board shall not escalate positions without written
64 approval from the Department of Finance and Administration. The
65 Department of Finance and Administration shall not provide written
66 approval to escalate any funds for salaries and/or positions

67 without proof of availability of new or additional funds above the
68 appropriated level.

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

73 **SECTION 3.** It is the intention of the Legislature that the
74 Board of Trustees of the Public Employees' Retirement System shall
75 maintain complete accounting and personnel records related to the
76 expenditure of all funds appropriated under this act and that such
77 records shall be in the same format and level of detail as
78 maintained for Fiscal Year 2004. It is further the intention of
79 the Legislature that the agency's budget request for Fiscal Year
80 2006 shall be submitted to the Joint Legislative Budget Committee
81 in a format and level of detail comparable to the format and level
82 of detail provided during the Fiscal Year 2005 budget request
83 process.

84 **SECTION 4.** In accordance with the purposes of this article,
85 there shall be established in the State Treasury the Public
86 Employees' Retirement System Building Repair and Maintenance Fund,
87 into which shall be deposited all funds collected as rental income
88 from the building owned by the system located at 301 North
89 President Street, Jackson, Mississippi. At the end of each fiscal
90 year, any and all unexpended funds shall be transferred to the
91 Administrative Budget Fund of the system.

92 It is the intention of the Legislature that the system have
93 the authority to escalate the Public Employees' Retirement System
94 Building Repair and Maintenance Fund in an amount not to exceed
95 One Hundred Twenty Thousand Dollars (\$120,000.00) for repair and
96 maintenance of the buildings owned by the system. All
97 expenditures from the Public Employees' Retirement System Building
98 Repair and Maintenance Fund shall be in accordance with this
99 article and for the purposes designated herein.

100 **SECTION 5.** The money herein appropriated shall be paid by
101 the State Treasurer out of any money in the State Treasury to the

102 credit of the proper fund or funds as set forth in this act, upon
103 warrants issued by the State Fiscal Officer; and the State Fiscal
104 Officer shall issue his warrants upon requisitions signed by the
105 proper person, officer or officers, in the manner provided by law.

106 **SECTION 6.** This act shall take effect and be in force from
107 and after July 1, 2004.

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John O. Gilbert
Secretary of the Senate