

**REPORT OF CONFERENCE COMMITTEE**

**# 2**

**MADAM PRESIDENT AND MR. SPEAKER:**

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 3086: Appropriation; Employment Security 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 Employment Security  
8 Commission or its successor, for the purpose of defraying the  
9 expenses incurred by said commission for the fiscal year beginning  
10 July 1, 2005, and ending June 30, 2006..... \$   132,912,652.00.

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:**

Personal Services:

Salaries, Wages and Fringe Benefits..	\$	44,705,427.00
Travel and Subsistence.....		1,366,416.00
Contractual Services.....		49,078,496.00
Commodities.....		2,275,507.00
Capital Outlay:		
Other Than Equipment.....		7,005,000.00
Equipment.....		6,274,153.00
Subsidies, Loans and Grants.....		22,207,653.00
Total.....	\$	132,912,652.00

**AUTHORIZED POSITIONS:**

27	Permanent:	Full Time.....	795
28		Part Time.....	365
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 2007 do not exceed Fiscal Year 2006  
35 funds appropriated for that purpose, unless programs or positions  
36 are added to the agency's Fiscal Year 2007 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 2006 appropriation for "Personal  
44 Services" when annualized, with the exception of escalated funds.  
45 If, at the time the agency takes any action to change "Personal  
46 Services," the State Personnel Board determines that the agency  
47 has taken an action which would cause the agency to exceed this  
48 projected annual cost or the Fiscal Year 2006 "Personal Services"  
49 appropriated level, when annualized, then only those actions which  
50 reduce the projected annual cost and/or the appropriation  
51 requirement will be processed by the State Personnel Board until  
52 such time as the requirements of this provision are met.

53 Any transfers or escalations shall be made in accordance with  
54 the terms, conditions and procedures established by law or  
55 allowable under the terms set forth within this act. The State  
56 Personnel Board shall not escalate positions without written  
57 approval from the Department of Finance and Administration. The  
58 Department of Finance and Administration shall not provide written

59 approval to escalate any funds for salaries and/or positions  
60 without proof of availability of new or additional funds above the  
61 appropriated level.

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

66 The agency shall not take any action to promote or otherwise  
67 award salary increases through reallocation, reclassification,  
68 realignment, education benchmark, career ladder, or any other  
69 means to increase salaries of employees or positions, except for  
70 the award of teacher pay increases.

71 **SECTION 3.** Of the funds appropriated under the provisions of  
72 Section 1, the following sum shall be derived from money in the  
73 Unemployment Trust Fund, made available to this state under  
74 Section 903(d) of the Social Security Act, as amended, to the  
75 Department of Employment Security to be deposited in the  
76 Employment Security Administration Fund and used by the Department  
77 of Employment Security for the following purposes:

78 1. Payment of various One-Stop Administration expenses that  
79 support the service delivery of employment and workforce  
80 information services. This includes, but is not limited to, the  
81 following activities:

- 82 a. Staff for delivery of reemployment services to UI  
83 claimants, including group job search assistance  
84 and staff-assisted referrals to jobs.
- 85 b. Equipment and resources for resource rooms.
- 86 c. Payment for rent, utilities, and maintenance of  
87 facilities, including common spaces such as  
88 resource rooms, reception areas, conference areas,  
89 etc.

- 90 d. Payment of shared costs for operation of local One-
- 91 Stop Career Centers, including payment for One-
- 92 Stop operators.
- 93 e. Purchase of computer equipment, network equipment,
- 94 telecommunications equipment, application
- 95 development, and other technology resources.
- 96 f. Training, technical assistance, and professional
- 97 development of staff who deliver employment and
- 98 workforce information services.
- 99 g. Access Improvement costs for individuals with
- 100 disabilities, including remodeling or retrofitting
- 101 One-Stop Career Centers and purchasing appropriate
- 102 software, hardware, furniture and supplies.

103 2. Administration of the Unemployment Compensation (UC) law  
 104 and its public employment service (ES) offices. This includes,  
 105 but is not limited to, the following uses:

- 106 a. ES and UI automation. This includes purchases,
- 107 modifications, or automation of computer related
- 108 systems and related costs.
- 109 b. UI and ES Performance Improvement costs.
- 110 c. Fraud and Abuse Reduction costs.
- 111 d. UI Claims Filing and Payment Methods Improvement
- 112 costs.
- 113 e. Under the direction of the Office of Building,
- 114 Grounds and Real Property Management to acquire
- 115 lands and construct buildings thereon or improve
- 116 existing buildings to be used as offices.

117 The funds in this section are authorized for the fiscal year  
 118 beginning July 1, 2005, and ending June 30, 2006.....  
 119 .....\$ 53,000,000.00.

120 The funds authorized in this Section shall be requisitioned  
 121 by the Department of Employment Security from the Unemployment

122 Trust Fund maintained by the Secretary of the Treasury of the  
123 United States as needed for the payment of obligations incurred  
124 under this appropriation, and such monies shall be deposited in  
125 the Employment Security Administration Fund in accordance with the  
126 provisions of Section 71-5-457, Mississippi Code of 1972.

127 **SECTION 4.** Of the funds appropriated in this act, a total of  
128 Seven Million Five Thousand Dollars (\$7,005,000.00) is provided  
129 for the purpose of constructing and/or lease purchasing a new  
130 headquarters facility for the Mississippi Employment Security  
131 Commission, and paying for any costs associated with the  
132 construction of facilities. The funds authorized in this section  
133 shall be under the direction of the Bureau of Building, Grounds  
134 and Real Property Management.

135 **SECTION 5.** The money herein appropriated shall be paid by  
136 the State Treasurer out of any money in the State Treasury to the  
137 credit of the proper fund or funds as set forth in this act, upon  
138 warrants issued by the State Fiscal Officer; and the State Fiscal  
139 Officer shall issue his warrants upon requisitions signed by the  
140 proper person, officer or officers, in the manner provided by law.

141 **SECTION 6.** This act shall take effect and be in force from  
142 and after July 1, 2005.

CONFEREES FOR THE SENATE

X (SIGNED)  
Jack Gordon  
  
X (SIGNED)  
Tommy A. Gollott  
  
X (SIGNED)  
T. O. Moffatt

CONFEREES FOR THE HOUSE

X (SIGNED)  
Johnny W. Stringer  
  
X (SIGNED)  
John Read  
  
X (SIGNED)  
Cecil Brown