

House Amendments to Senate Bill No. 3066

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 of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the Mississippi Development Authority for the fiscal
8 year beginning July 1, 2005, and ending June 30, 2006.....
9 \$ 17,451,874.00.

10 **SECTION 2.** The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any money in the State
12 Treasury to the credit of the Mississippi Development Authority or
13 the appropriate special fund for the purpose of defraying the
14 expenses incurred in the operation of the various divisions of the
15 authority for the fiscal year beginning July 1, 2005, and ending
16 June 30, 2006..... \$ 143,014,909.00.

17 **SECTION 3.** Of the funds appropriated under the provisions of
18 Sections 1 and 2, not more than the amounts set forth below shall
19 be expended for the respective major objects or purposes of
20 expenditure:

21 **MAJOR OBJECTS OF EXPENDITURE:**

22 Personal Services:

23 Salaries, Wages and Fringe Benefits.. \$ 15,214,509.00
24 Travel and Subsistence..... 845,000.00
25 Contractual Services..... 9,361,143.00
26 Commodities..... 1,551,500.00
27 Capital Outlay:
28 Other Than Equipment..... 0.00
29 Equipment..... 0.00

30 Subsidies, Loans and Grants..... 133,494,631.00
 31 Total..... \$ 160,466,783.00

32 FUNDING:

33 General Funds..... \$ 17,451,874.00
 34 Special Funds..... 143,014,909.00
 35 Total..... \$ 160,466,783.00

36 AUTHORIZED POSITIONS:

37 Permanent: Full Time..... 280
 38 Part Time..... 2
 39 Time-Limited: Full Time..... 22
 40 Part Time..... 1

41 With the funds herein appropriated, it is the intention of
 42 the Legislature that it shall be the agency's responsibility to
 43 make certain that funds required to be appropriated for "Personal
 44 Services" for Fiscal Year 2007 do not exceed Fiscal Year 2006
 45 funds appropriated for that purpose, unless programs or positions
 46 are added to the agency's Fiscal Year 2007 budget by the
 47 Mississippi Legislature. Based on data provided by the
 48 Legislative Budget Office, the State Personnel Board shall
 49 determine and publish the projected annual cost to fully fund all
 50 appropriated positions in compliance with the provisions of this
 51 act. It shall be the responsibility of the agency head to insure
 52 that no single personnel action increases this projected annual
 53 cost and/or the Fiscal Year 2006 appropriation for "Personal
 54 Services" when annualized, with the exception of escalated funds.
 55 If, at the time the agency takes any action to change "Personal
 56 Services," the State Personnel Board determines that the agency
 57 has taken an action which would cause the agency to exceed this
 58 projected annual cost or the Fiscal Year 2006 "Personal Services"
 59 appropriated level, when annualized, then only those actions which
 60 reduce the projected annual cost and/or the appropriation
 61 requirement will be processed by the State Personnel Board until
 62 such time as the requirements of this provision are met.

63 Any transfers or escalations shall be made in accordance with
 64 the terms, conditions and procedures established by law or

65 allowable under the terms set forth within this act. The State
 66 Personnel Board shall not escalate positions without written
 67 approval from the Department of Finance and Administration. The
 68 Department of Finance and Administration shall not provide written
 69 approval to escalate any funds for salaries and/or positions
 70 without proof of availability of new or additional funds above the
 71 appropriated level.

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

76 **SECTION 4.** In compliance with the "Mississippi Performance
 77 Budget and Strategic Planning Act of 1994," it is the intent of
 78 the Legislature that the funds provided herein shall be utilized
 79 in the most efficient and effective manner possible to achieve the
 80 intended mission of this agency. Based on the funding authorized,
 81 this agency shall make every effort to attain the targeted
 82 performance measures provided below:

	FY06
<u>Performance Measures</u>	<u>Target</u>
83 Business Development & Trade	
84 National Recruitment Contacts (Actions)	3,100
85 International Investment Contacts (Actions)	400
86 International Trade Contacts (Actions)	1,500
87 Qualified National Prospects (Prospects)	200
88 Minority & Small Business Dev	
89 Minority & Small Business Contacts (Contacts)	7,500
90 Minority Business Certifications (Actions)	498
91 Financial Resources	
92 Request for Financing or Incentives (Actions)	600
93 Existing Industry & Business	
94 Interactions with Interstate	
95 Businesses (Actions)	5,300
96 Businesses Assisted (Entities)	2,900
97 Tourism Services	

100	Tourist Inquiries Generated (Number)	1,284,198
101	Welcome Centers	
102	Tourists Registered (Persons)	2,956,675
103	Energy	
104	BTUs Saved (Units in Trillions)	71.67
105	Clients Served (Entities)	34,650
106	Community Services	
107	Amount of Grants Awarded (\$)	61,000,000
108	Grants & Loans Awarded (Items)	219
109	Community Programs Delivered (Programs)	250
110	Employment Training	
111	Successful Program Completion	
112	by Clients (%)	78.00
113	Clients Served (Persons)	68,000
114	Regional Services	
115	Community Customer Contacts	500
116	Cost per Program Contact (\$)	3,060

117 A reporting of the degree to which the performance targets
118 set above have been or are being achieved shall be provided in the
119 agency's budget request submitted to the Joint Legislative Budget
120 Committee for Fiscal Year 2007.

121 **SECTION 5.** Of the funds appropriated in Section 2, the
122 amount of Four Hundred Fifty Thousand Dollars (\$450,000.00) shall
123 be provided from the Mississippi Department of Transportation to
124 defray the expenses of the Mississippi Development Authority in
125 operating the state welcome centers.

126 **SECTION 6.** The acceptance and expenditure of funds, and
127 interest on such funds, received from, or by virtue of consent or
128 other orders of or agreements involving any agency,
129 instrumentality, or judicial tribunal of any state or the United
130 States for petroleum price compliance and allocation which may
131 become available during the fiscal year for the support of the
132 Mississippi Development Authority or any programs sponsored under
133 the terms of the receipt of these funds are hereby authorized not
134 to exceed Two Million Dollars (\$2,000,000.00) and approved,

135 provided such receipts and expenditures are reported and otherwise
136 accounted for in accordance with Section 27-103-101 et seq., and
137 Section 27-104-1 et seq., Mississippi Code of 1972.

138 **SECTION 7.** It is the intention of the Legislature that the
139 Mississippi Development Authority is hereby authorized to
140 escalate, budget and expend funds from any source not to exceed
141 Five Million Dollars (\$5,000,000.00) in accordance with rules and
142 regulations of the Department of Finance and Administration in a
143 manner consistent with the escalation of federal funds.

144 **SECTION 8.** It is the intention of the Legislature that the
145 Mississippi Development Authority shall maintain complete
146 accounting and personnel records related to the expenditure of all
147 funds appropriated under this act and that such records shall be
148 in the same format and level of detail as maintained for Fiscal
149 Year 2005. It is further the intention of the Legislature that
150 the agency's budget request for Fiscal Year 2007 shall be
151 submitted to the Joint Legislative Budget Committee in a format
152 and level of detail comparable to the format and level of detail
153 provided during the Fiscal Year 2006 budget request process.

154 **SECTION 9.** Of the funds appropriated in Sections 1 and 2,
155 the amount of Five Million Four Hundred Sixty-two Thousand Dollars
156 (\$5,462,000.00), or so much thereof as may be necessary, is
157 provided for the purpose of supporting Mississippi Tourism
158 Advertising and Promotion for Fiscal Year 2006, and shall not be
159 expended for any type of cultural exchange program. The
160 expenditure of funds authorized in this section shall be exempt
161 from Section 25-9-120, Mississippi Code of 1972.

162 **SECTION 10.** Of the funds appropriated in Sections 1 and 2,
163 the amount of Sixty-seven Thousand Dollars (\$67,000.00), or so
164 much thereof as may be necessary, is provided for the purpose of
165 supporting, marketing, and facilitating Mississippi business
166 growth for Fiscal Year 2006. The expenditure of funds authorized
167 in this section shall be exempt from Section 25-9-120, Mississippi
168 Code of 1972.

169 **SECTION 11.** In addition to all other sums herein
170 appropriated, the following sum, or so much thereof as may be
171 necessary, is hereby appropriated out of any money in the State
172 General Fund not otherwise appropriated, to the Mississippi
173 Development Authority for the purpose of providing funds for
174 Mississippi Technology Alliance, for the fiscal year beginning
175 July 1, 2005, and ending June 30, 2006 \$1,147,911.00.

176 The funds appropriated under the provisions of this section
177 are provided for the specific purpose of providing state funds for
178 support of Mississippi Technology Alliance to strengthen the
179 business environment in Mississippi to spur the creation and
180 growth of technology-based industries, thus creating many more
181 high-paying jobs and a more diversified, competitive Mississippi
182 economy. The funds herein appropriated shall be held separate and
183 apart from all other funds appropriated to the Mississippi
184 Development Authority.

185 **SECTION 12.** In addition to all other sums herein
186 appropriated, the following sum, or so much thereof as may be
187 necessary, is hereby appropriated out of any money in the State
188 General Fund not otherwise appropriated, to the Mississippi
189 Development Authority for the purpose of providing funds to
190 support the Enterprise for Geospatial Solutions, for the
191 fiscal year beginning July 1, 2005, and ending June 30, 2006...
192\$ 609,557.00.

193 The funds herein appropriated shall be held separate and
194 apart from all other funds appropriated to the Mississippi
195 Development Authority.

196 **SECTION 13.** It is the intention of the Legislature that of
197 the funds appropriated in Sections 1 and 2, not more than Twenty
198 Thousand (\$20,000.00) may be expended for Mississippi Development
199 Authority employee travel associated with business recruitment
200 activities conducted at the Mississippi event located in New York
201 City's Central Park.

202 **SECTION 14.** It is the intention of the Legislature that none
203 of the funds appropriated above shall be expended unless members

204 of the Mississippi House of Representatives and Mississippi Senate
205 are notified at least five (5) days prior to a public ceremony
206 announcing the award of any grant in their district or any public
207 announcement or ceremony regarding the groundbreaking or opening
208 of a facility, roadway or bridge for which the Legislature has
209 made funds available. Any signage regarding any public event or
210 any new facility, roadway or bridge shall include the following
211 language: "Funds were made available for this project by the
212 Mississippi State Legislature."

213 **SECTION 15.** The money herein appropriated shall be paid by
214 the State Treasurer out of any money in the State Treasury to the
215 credit of the proper fund or funds as set forth in this act, upon
216 warrants issued by the State Fiscal Officer; and the State Fiscal
217 Officer shall issue his warrants upon requisitions signed by the
218 proper person, officer or officers, in the manner provided by law.

219 **SECTION 16.** This act shall take effect and be in force from
220 and after July 1, 2005.

HR05\SB3066A.J

Don Richardson
Clerk of the House of Representatives