Senate Amendments to House Bill No. 1613

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:

5	SECTION 1. Th	e following sum, or so much	thereof as may be
6	necessary, is hereby appropriated out of any money in the special		
7	fund in the State Treasury to the credit of the Mississippi Board		
8	of Nursing, for the purpose of defraying the expenses of the board		
9	for the fiscal year beginning July 1, 2005, and ending		
10	June 30, 2006		\$ 1,593,494.00.
11	SECTION 2. Of	the funds appropriated unde	r 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:		
15	MAJOR OBJECTS OF EXPENDITURE:		
16	Personal Services:		
17	Salaries,	Wages and Fringe Benefits	\$ 1,156,068.00
18	Travel and Subsistence		. 22,000.00
19	Contractual Services		. 299,444.00
20	Commodities		
21	Capital Outlay:		
22	Other Than Equipment		
23	Equipment		
24	Subsidies, Loa	ns and Grants	88,782.00
25	Total		\$ 1,593,494.00
26	AUTHORIZED POSITIONS:		
27	Permanent:	Full Time	24
28		Part Time	0
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 make certain that funds required to be appropriated for "Personal 33 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 appropriated positions in compliance with the provisions of this 40 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 Services" when annualized, with the exception of escalated funds. 44 45 If, at the time the agency takes any action to change "Personal 46 Services, " the State Personnel Board determines that the agency has taken an action which would cause the agency to exceed this 47 projected annual cost or the Fiscal Year 2006 "Personal Services" 48 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 Personnel Board shall not escalate positions without written 56 approval from the Department of Finance and Administration. 57 Department of Finance and Administration shall not provide written 58 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

used to replace federal funds and/or other special funds which are

being used for salaries authorized under the provisions of this

act and which are withdrawn and no longer available.

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66 It is the intention of the Legislature that the SECTION 3. 67 Mississippi Board of Nursing shall maintain complete accounting and personnel records related to the expenditure of all funds 68 69 appropriated under this act and that such records shall be in the 70 same format and level of detail as maintained for Fiscal Year 71 2005. It is further the intention of the Legislature that the agency's budget request for Fiscal Year 2007 shall be submitted to 72 73 the Joint Legislative Budget Committee in a format and level of 74 detail comparable to the format and level of detail provided

during the Fiscal Year 2006 budget request process.

76 SECTION 4. It is the intention of the Legislature that the 77 Executive Director of the Mississippi Board of Nursing may 78 authorize increases in major objects of expenditure in total 79 amounts not to exceed twenty-five percent (25%) of the 80 appropriated amount of each major object of expenditure, provided 81 that other major objects of expenditure are decreased by a corresponding dollar amount. However, no transfers shall be 82 83 authorized which increase the major object of expenditure 84 "Salaries, Wages and Fringe Benefits."

SECTION 5. Of the funds appropriated under the provisions of Section 2, Eighty-eight Thousand Seven Hundred Eighty-two Dollars (\$88,782.00) shall be derived from the Health Care Expendable Fund created in Section 43-13-407, Mississippi Code of 1972.

SECTION 6. The money herein appropriated shall be paid by the State Treasurer out of any money in the State Treasury to the credit of the proper fund or funds as set forth in this act, upon warrants issued by the State Fiscal Officer; and the State Fiscal Officer shall issue his warrants upon requisitions signed by the proper person, officer or officers, in the manner provided by law.

95 **SECTION 7.** This act shall take effect and be in force from 96 and after July 1, 2005.

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John O. Gilbert Secretary of the Senate