

By: Representatives Brown, Broomfield,  
Dickson, Hudson, Markham, Peranich,  
Straughter, Warren, Weathersby

To: Appropriations

HOUSE BILL NO. 1560

1 AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING  
2 THE EXPENSES OF THE MISSISSIPPI AUTHORITY FOR EDUCATIONAL  
3 TELEVISION FOR THE FISCAL YEAR 2007.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

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 General Fund not otherwise appropriated, for the purpose of  
8 defraying the expenses of the Mississippi Authority for  
9 Educational Television for the fiscal year beginning July 1, 2006,  
10 and ending June 30, 2007..... \$ 5,054,532.00.

11 SECTION 2. The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in the special  
13 fund in the State Treasury to the credit of the Mississippi  
14 Authority for Educational Television which is comprised of special  
15 source funds collected by or otherwise available to the Authority,  
16 for the purpose of defraying the expenses of the Authority for the  
17 fiscal year beginning July 1, 2006, and ending June 30, 2007.....  
18 ..... \$ 4,499,948.00.

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

23 MAJOR OBJECTS OF EXPENDITURE:

24 Personal Services:

25	Salaries, Wages and Fringe Benefits..	\$	5,289,672.00
26	Travel and Subsistence.....		45,000.00
27	Contractual Services.....		3,775,211.00

28	Commodities.....		244,597.00
29	Capital Outlay:		
30	Other Than Equipment.....		0.00
31	Equipment.....		200,000.00
32	Subsidies, Loans and Grants.....		<u>0.00</u>
33	Total.....	\$	9,554,480.00
34	FUNDING:		
35	General Funds.....	\$	5,054,532.00
36	Special Funds.....		<u>4,499,948.00</u>
37	Total.....	\$	9,554,480.00

38 AUTHORIZED POSITIONS:

39	Permanent:	Full Time.....	112
40		Part Time.....	0
41	Time-Limited:	Full Time.....	8
42		Part Time.....	0

43 For the fiscal year beginning on July 1, 2006, funds are  
44 provided herein to adjust the annual compensation of each employee  
45 who has been employed for twelve (12) months or longer by an  
46 amount equal to One Thousand Dollars (\$1,000.00), effective on  
47 July 1, 2006.

48 With the funds herein appropriated, it is the intention of  
49 the Legislature that it shall be the agency's responsibility to  
50 make certain that funds required to be appropriated for "Personal  
51 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007  
52 funds appropriated for that purpose, unless programs or positions  
53 are added to the agency's Fiscal Year 2008 budget by the  
54 Mississippi Legislature. Based on data provided by the  
55 Legislative Budget Office, the State Personnel Board shall  
56 determine and publish the projected annual cost to fully fund all  
57 appropriated positions in compliance with the provisions of this  
58 act. It shall be the responsibility of the agency head to insure  
59 that no single personnel action increases this projected annual  
60 cost and/or the Fiscal Year 2007 appropriation for "Personal

61 Services" when annualized, with the exception of escalated funds.  
62 If, at the time the agency takes any action to change "Personal  
63 Services," the State Personnel Board determines that the agency  
64 has taken an action which would cause the agency to exceed this  
65 projected annual cost or the Fiscal Year 2007 "Personal Services"  
66 appropriated level, when annualized, then only those actions which  
67 reduce the projected annual cost and/or the appropriation  
68 requirement will be processed by the State Personnel Board until  
69 such time as the requirements of this provision are met.

70 Any transfers or escalations shall be made in accordance with  
71 the terms, conditions and procedures established by law or  
72 allowable under the terms set forth within this act. The State  
73 Personnel Board shall not escalate positions without written  
74 approval from the Department of Finance and Administration. The  
75 Department of Finance and Administration shall not provide written  
76 approval to escalate any funds for salaries and/or positions  
77 without proof of availability of new or additional funds above the  
78 appropriated level.

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

83 Funds appropriated herein shall first be used for the  
84 continuation of a full and complete broadcast schedule of  
85 educational and instructional, professional growth, and public  
86 service programs, with the production of new films and programs to  
87 be secondary thereto.

88 **SECTION 4.** It is the intention of the Legislature that the  
89 Mississippi Authority for Educational Television shall maintain  
90 complete accounting and personnel records related to the  
91 expenditure of all funds appropriated under this act and that such  
92 records shall be in the same format and level of detail as  
93 maintained for Fiscal Year 2006. It is further the intention of

94 the Legislature that the agency's budget request for Fiscal Year  
95 2008 shall be submitted to the Joint Legislative Budget Committee  
96 in a format and level of detail comparable to the format and level  
97 of detail provided during the Fiscal Year 2007 budget request  
98 process.

99       **SECTION 5.** Of the funds appropriated under the provisions of  
100 Section 2, One Million Six Hundred Forty-four Thousand Sixty-seven  
101 Dollars (\$1,644,067.00) shall be derived from the Education  
102 Enhancement Fund deposited pursuant to Sections 27-65-75 and  
103 27-67-31, Mississippi Code of 1972.

104       **SECTION 6.** No part of the funds appropriated herein shall be  
105 transferred to, expended by, or used, directly or indirectly, for  
106 the benefit of any public relations, publicity or publication  
107 activities of any other state agency, department or officer, nor  
108 shall any personnel paid or equipment purchased with funds  
109 appropriated hereby be transferred or assigned to any other state  
110 agency, department or officer for public relations, publicity or  
111 publication activities of such office.

112       **SECTION 7.** It is the intention of the Legislature that the  
113 Mississippi Authority for Educational Television shall have the  
114 authority to expend funds in the Capital Equipment Replacement  
115 Revolving Fund, in accordance with Section 37-63-17, Mississippi  
116 Code of 1972, for the purpose of purchasing technical equipment  
117 for operating the educational radio and television facilities.

118       **SECTION 8.** It is the intention of the Legislature that the  
119 Mississippi Authority for Educational Television shall have the  
120 authority to escalate its budget and expend funds from any source  
121 not to exceed Five Million Dollars (\$5,000,000.00) in accordance  
122 with rules and regulations of the Department of Finance and  
123 Administration in a manner consistent with the escalation of  
124 federal funds.

125       **SECTION 9.** In compliance with the "Mississippi Performance  
126 Budget and Strategic Planning Act of 1994," it is the intent of

127 the Legislature that the funds provided herein shall be utilized  
128 in the most efficient and effective manner possible to achieve the  
129 intended mission of this agency. Based on the funding authorized,  
130 this agency shall make every effort to attain the targeted  
131 performance measures provided below:

	FY2007
<u>Performance Measures</u>	<u>Target</u>
134 Content Development	
135       Number of locally produced TV programs	18
136       Number of locally produced radio programs	17
137       Number of persons using other educational services	22,000
138 Technical Services	
139       Number of transmitters on air (Analog and DTV)	16
140       On air reliability (TV)	97
141       Activate multiple network delivery	3
142 Administration	
143       Increase number of web site users	400
144       Number of agency personnel provided training	17
145       A reporting of the degree to which the performance targets	
146 set above have been or are being achieved shall be provided in the	
147 agency's budget request submitted to the Joint Legislative Budget	
148 Committee for Fiscal Year 2008.	

149       **SECTION 10.** It is the intention of the Legislature that the  
150 Executive Director of the Mississippi Authority for Educational  
151 Television may increase major objects of expenditure in total  
152 amounts not to exceed twenty-five percent (25%) of the  
153 appropriated amount of each major object of expenditure, provided  
154 that other major objects of expenditure are decreased by a  
155 corresponding dollar amount and provided the Executive Director of  
156 the Mississippi Department of Finance and Administration also  
157 approves with written authorization. However, no transfers shall  
158 be authorized which increase the major object of expenditure  
159 "Salaries, Wages and Fringe Benefits."

160           **SECTION 11.** It is the intention of the Legislature that  
161 whenever two (2) or more bids are received by this agency for the  
162 purchase of commodities or equipment, and whenever all things  
163 stated in such received bids are equal with respect to price,  
164 quality and service, the Mississippi Industries for the Blind  
165 shall be given preference. A similar preference shall be given to  
166 the Mississippi Industries for the Blind whenever purchases are  
167 made without competitive bids.

168           **SECTION 12.** The money herein appropriated shall be paid by  
169 the State Treasurer out of any money in the State Treasury to the  
170 credit of the proper fund or funds as set forth in this act, upon  
171 warrants issued by the State Fiscal Officer; and the State Fiscal  
172 Officer shall issue his warrants upon requisitions signed by the  
173 proper person, officer or officers, in the manner provided by law.

174           **SECTION 13.** This act shall take effect and be in force from  
175 and after July 1, 2006.