

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.