

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

To: Appropriations

HOUSE BILL NO. 1561

1 AN ACT MAKING AN APPROPRIATION FOR THE SUPPORT AND
2 MAINTENANCE OF THE MISSISSIPPI LIBRARY COMMISSION FOR THE FISCAL
3 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 support and
8 maintenance of the Mississippi Library Commission and for carrying
9 out the provisions of Section 39-3-107, Mississippi Code of 1972,
10 for the fiscal year beginning July 1, 2006, and ending
11 June 30, 2007..... \$ 10,873,609.00.

12 SECTION 2. The following sum, or so much thereof as may be
13 necessary, is hereby appropriated out of any money in the special
14 fund in the State Treasury to the credit of the Mississippi
15 Library Commission which is comprised of special source funds
16 collected by or otherwise available to the commission, for the
17 purpose of defraying the expenses of the commission for the fiscal
18 year beginning July 1, 2006, and ending June 30, 2007.....
19 \$ 2,819,711.00.

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

24 MAJOR OBJECTS OF EXPENDITURE:

25 Personal Services:

26 Salaries, Wages and Fringe Benefits.. \$ 2,017,725.00
27 Travel and Subsistence..... 25,000.00

28	Contractual Services.....	804,281.00
29	Commodities.....	140,000.00
30	Capital Outlay:	
31	Other Than Equipment.....	0.00
32	Equipment.....	15,000.00
33	Subsidies, Loans and Grants.....	<u>10,691,314.00</u>
34	Total..... \$	13,693,320.00

35 FUNDING:

36	General Funds..... \$	10,873,609.00
37	Special Funds.....	<u>2,819,711.00</u>
38	Total..... \$	13,693,320.00

39 AUTHORIZED POSITIONS:

40	Permanent: Full Time.....	44
41	Part Time.....	0
42	Time-Limited: Full Time.....	0
43	Part Time.....	0

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

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

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

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

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

84 Funds to be distributed to eligible public library systems
85 under the Personnel Incentive Grants Program shall be paid
86 quarterly in advance on or before September 30, December 31, March
87 31 and June 30.

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

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

98 **SECTION 5.** Of the funds appropriated under the provisions of
99 Section 2, Four Hundred Ninety-three Thousand Eight Hundred
100 Forty-seven Dollars (\$493,847.00) shall be derived from the
101 Education Enhancement Fund deposited pursuant to Sections 27-65-75
102 and 27-67-31, Mississippi Code of 1972.

103 **SECTION 6.** In compliance with the "Mississippi Performance
104 Budget and Strategic Planning Act of 1994," it is the intent of
105 the Legislature that the funds provided herein shall be utilized
106 in the most efficient and effective manner possible to achieve the
107 intended mission of this agency. Based on the funding authorized,
108 this agency shall make every effort to attain the targeted
109 performance measures provided below:

	FY2007
<u>Performance Measures</u>	<u>Target</u>
Administrative Services	
Average Cost of Administering per Grant (\$)	200
Executive Director's Office	
Public Libraries Visited (Actions)	50
Library Aid	
Grants Provided (Grants)	250
MAGNOLIA Database searches (Queries)	2,000,000
Network Services	
Cost per hour for technical consulting (\$)	40
Public Services	
Attendees satisfaction rating of Continuing Education Program (% of Approval)	95
A reporting of the degree to which the performance targets 125 set above have been or are being achieved shall be provided in the	

126 agency's budget request submitted to the Joint Legislative Budget
127 Committee for Fiscal Year 2008.

128 **SECTION 7.** It is the intention of the Legislature that the
129 Mississippi Library Commission shall have the authority to
130 escalate its budget and expend funds from any source not to exceed
131 Three Million Dollars (\$3,000,000.00) in accordance with rules and
132 regulations of the Department of Finance and Administration in a
133 manner consistent with the escalation of federal funds.

134 **SECTION 8.** Of the funds appropriated herein, not less than
135 One Million Eighty-six Thousand Three Hundred Forty Dollars
136 (\$1,086,340.00) shall be expended for the Magnolia Database.

137 **SECTION 9.** It is the intention of the Legislature that the
138 Executive Director of the Mississippi Library Commission may
139 increase major objects of expenditure in total amounts not to
140 exceed twenty-five percent (25%) of the appropriated amount of
141 each major object of expenditure, provided that other major
142 objects of expenditure are decreased by a corresponding dollar
143 amount and provided the Executive Director of the Mississippi
144 Department of Finance and Administration also approves with
145 written authorization. However, no transfers shall be authorized
146 which increase the major object of expenditure "Salaries, Wages
147 and Fringe Benefits."

148 **SECTION 10.** Of the funds appropriated in Section 2, Two
149 Million Nine Hundred Fifty-seven Thousand Two Hundred Eighty
150 Dollars (\$2,957,280.00) is provided for the cost of health
151 insurance for all full-time library staff members in each public
152 library in Mississippi.

153 **SECTION 11.** It is the intention of the Legislature that
154 whenever two (2) or more bids are received by this agency for the
155 purchase of commodities or equipment, and whenever all things
156 stated in such received bids are equal with respect to price,
157 quality and service, the Mississippi Industries for the Blind
158 shall be given preference. A similar preference shall be given to

159 the Mississippi Industries for the Blind whenever purchases are
160 made without competitive bids.

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

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