

REPORT OF CONFERENCE COMMITTEE

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MADAM PRESIDENT AND MR. SPEAKER:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

S. B. No. 3024: Appropriation; Gaming Commission.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the House recede from its Amendment No. 1.
- 2. That the Senate and House adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

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 Gaming Commission, for
9 the fiscal year beginning July 1, 2006, and ending
10 June 30, 2007..... \$ 3,787,091.00.

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 funds in the State Treasury to the credit of the Mississippi
14 Gaming Commission which are collected by or otherwise become
15 available for the purpose of defraying the expenses of the
16 Commission for the fiscal year beginning July 1, 2006, and ending
17 June 30, 2007..... \$ 6,180,894.00.

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

MAJOR OBJECTS OF EXPENDITURE:

Personal Services:

24 Salaries, Wages and Fringe Benefits.. \$ 6,973,840.00
25 Travel and Subsistence..... 350,000.00
26 Contractual Services..... 2,373,724.00

27	Commodities.....		107,961.00
28	Capital Outlay:		
29	Other Than Equipment.....		0.00
30	Equipment.....		62,160.00
31	Subsidies, Loans and Grants.....		<u>100,300.00</u>
32	Total.....	\$	9,967,985.00
33	FUNDING:		
34	General Funds.....	\$	3,787,091.00
35	Special Funds.....		<u>6,180,894.00</u>
36	Total.....	\$	9,967,985.00

37 AUTHORIZED POSITIONS:

38	Permanent:	Full Time.....	135
39		Part Time.....	0
40	Time-Limited:	Full Time.....	0
41		Part Time.....	0

42 Funds are provided herein to adjust the Variable Compensation
43 Plan to ensure that all full-time employees receive a pay increase
44 equal to the realignment component of the Variable Compensation
45 Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,
46 with not more than one-half (1/2) to be awarded on July 1, 2006,
47 with the remainder to be awarded on January 1, 2007.

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 **SECTION 4.** Of the funds appropriated in Section 2, One
84 Hundred Thousand Dollars (\$100,000.00) is hereby authorized to be
85 transferred to the Mississippi Council on Compulsive Gambling, a
86 nonprofit organization.

87 **SECTION 5.** It is the intention of the Legislature that
88 whenever two (2) or more bids are received by this agency for the
89 purchase of commodities or equipment, and whenever all things
90 stated in such received bids are equal with respect to price,

91 quality and service, the Mississippi Industries for the Blind
92 shall be given preference. A similar preference shall be given to
93 the Mississippi Industries for the Blind whenever purchases are
94 made without competitive bids.

95 **SECTION 6.** Of the funds appropriated under the provisions of
96 Section 2, Five Hundred Thousand Dollars (\$500,000.00) shall be
97 derived from the Budget Contingency Fund created in Section 27-
98 103-301, Mississippi Code of 1972, for the purpose of defraying
99 the expenses of the Gaming Commission.

100 **SECTION 7.** The money herein appropriated shall be paid by
101 the State Treasurer out of any money in the State Treasury to the
102 credit of the proper fund or funds as set forth in this act, upon
103 warrants issued by the State Fiscal Officer; and the State Fiscal
104 Officer shall issue his warrants upon requisitions signed by the
105 proper person, officer or officers in the manner provided by law.

106 **SECTION 8.** This act shall take effect and be in force from
107 and after July 1, 2006.

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Kirby

X (SIGNED)
Turner

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Flaggs

X (SIGNED)
Middleton