

REPORT OF CONFERENCE COMMITTEE

MADAM PRESIDENT AND MR. SPEAKER:

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

S. B. No. 3043: Appropriation; Banking and Consumer Finance.

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 of money, or so much thereof as
6 may be necessary, is hereby appropriated out of any money in the
7 State Treasury to the credit of the State Department of Banking
8 and Consumer Finance, for the support of the State Department of
9 Banking and Consumer Finance, for the fiscal year beginning
10 July 1, 2006, and ending June 30, 2007.....
11 \$ 6,112,096.00.

12 **SECTION 2.** With the funds appropriated under the provisions
13 of Section 1, the following positions are authorized:

AUTHORIZED POSITIONS:

15	Permanent:	Full Time.....	59
16		Part Time.....	0
17	Time-Limited:	Full Time.....	0
18		Part Time.....	0

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

25 With the funds herein appropriated, it is the intention of
26 the Legislature that it shall be the agency's responsibility to

27 make certain that funds required to be appropriated for "Personal
28 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
29 funds appropriated for that purpose, unless programs or positions
30 are added to the agency's Fiscal Year 2008 budget by the
31 Mississippi Legislature. Based on data provided by the
32 Legislative Budget Office, the State Personnel Board shall
33 determine and publish the projected annual cost to fully fund all
34 appropriated positions in compliance with the provisions of this
35 act. It shall be the responsibility of the agency head to insure
36 that no single personnel action increases this projected annual
37 cost and/or the Fiscal Year 2007 appropriation for "Personal
38 Services" when annualized, with the exception of escalated funds.
39 If, at the time the agency takes any action to change "Personal
40 Services," the State Personnel Board determines that the agency
41 has taken an action which would cause the agency to exceed this
42 projected annual cost or the Fiscal Year 2007 "Personal Services"
43 appropriated level, when annualized, then only those actions which
44 reduce the projected annual cost and/or the appropriation
45 requirement will be processed by the State Personnel Board until
46 such time as the requirements of this provision are met.

47 Any transfers or escalations shall be made in accordance with
48 the terms, conditions and procedures established by law or
49 allowable under the terms set forth within this act. The State
50 Personnel Board shall not escalate positions without written
51 approval from the Department of Finance and Administration. The
52 Department of Finance and Administration shall not provide written
53 approval to escalate any funds for salaries and/or positions
54 without proof of availability of new or additional funds above the
55 appropriated level.

56 No general funds authorized to be expended herein shall be
57 used to replace federal funds and/or other special funds which are

58 being used for salaries authorized under the provisions of this
59 act and which are withdrawn and no longer available.

60 **SECTION 3.** It is the intention of the Legislature that the
61 Banking and Consumer Finance shall maintain complete accounting
62 and personnel records related to the expenditure of all funds
63 appropriated under this act and that such records shall be in the
64 same format and level of detail as maintained for Fiscal Year
65 2006. It is further the intention of the Legislature that the
66 agency's budget request for Fiscal Year 2008 shall be submitted to
67 the Joint Legislative Budget Committee in a format and level of
68 detail comparable to the format and level of detail provided
69 during the Fiscal Year 2007 budget request process.

70 **SECTION 4.** It is the intention of the Legislature that
71 whenever two (2) or more bids are received by this agency for the
72 purchase of commodities or equipment, and whenever all things
73 stated in such received bids are equal with respect to price,
74 quality and service, the Mississippi Industries for the Blind
75 shall be given preference. A similar preference shall be given to
76 the Mississippi Industries for the Blind whenever purchases are
77 made without competitive bids.

78 **SECTION 5.** The money herein appropriated shall be paid by
79 the State Treasurer out of any money in the State Treasury to the
80 credit of the proper fund or funds as set forth in this act, upon
81 warrants issued by the State Fiscal Officer; and the State Fiscal
82 Officer shall issue his warrants upon requisitions signed by the

83 proper person, officer or officers in the manner provided by law.

84 **SECTION 6.** This act shall take effect and be in force from

85 and after July 1, 2006.

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Gollott

X (SIGNED)
Thames

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Read

X (SIGNED)
Davis