

**House Amendments to Senate Bill No. 3031**

**TO THE SECRETARY OF THE SENATE:**

**THIS IS TO INFORM YOU THAT THE HOUSE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:**

**AMENDMENT NO. 1**

**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 Board of Animal Health  
9 for the fiscal year beginning July 1, 2006, and ending  
10 June 30, 2007..... \$       1,176,699.00.

11       **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby authorized for expenditure out of any special  
13 source funds which are collected by or otherwise become available  
14 for the purpose of defraying the expenses of the Mississippi Board  
15 of Animal Health, for the fiscal year beginning July 1, 2006, and  
16 ending June 30, 2007..... \$       629,380.00.

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

21       **MAJOR OBJECTS OF EXPENDITURE:**

22       Personal Services:

23               Salaries, Wages and Fringe Benefits.. \$       1,185,667.00  
24               Travel and Subsistence.....               10,000.00  
25               Contractual Services.....               289,827.00  
26               Commodities.....               68,184.00  
27       Capital Outlay:  
28               Other Than Equipment.....               0.00  
29               Equipment.....               21,300.00  
30               Subsidies, Loans and Grants.....       231,101.00

31	Total.....	\$	1,806,079.00
32	FUNDING:		
33	General Funds.....	\$	1,176,699.00
34	Special Funds.....		<u>629,380.00</u>
35	Total.....	\$	1,806,079.00

36 AUTHORIZED POSITIONS:

37	Permanent:	Full Time.....	21
38		Part Time.....	0
39	Time-Limited:	Full Time.....	5
40		Part Time.....	0

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

46 With the funds herein appropriated, it is the intention of  
47 the Legislature that it shall be the agency's responsibility to  
48 make certain that funds required to be appropriated for "Personal  
49 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007  
50 funds appropriated for that purpose, unless programs or positions  
51 are added to the agency's Fiscal Year 2008 budget by the  
52 Mississippi Legislature. Based on data provided by the  
53 Legislative Budget Office, the State Personnel Board shall  
54 determine and publish the projected annual cost to fully fund all  
55 appropriated positions in compliance with the provisions of this  
56 act. It shall be the responsibility of the agency head to insure  
57 that no single personnel action increases this projected annual  
58 cost and/or the Fiscal Year 2007 appropriation for "Personal  
59 Services" when annualized, with the exception of escalated funds.  
60 If, at the time the agency takes any action to change "Personal  
61 Services," the State Personnel Board determines that the agency  
62 has taken an action which would cause the agency to exceed this  
63 projected annual cost or the Fiscal Year 2007 "Personal Services"  
64 appropriated level, when annualized, then only those actions which  
65 reduce the projected annual cost and/or the appropriation

66 requirement will be processed by the State Personnel Board until  
67 such time as the requirements of this provision are met.

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

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

81 **SECTION 4.** It is the intention of the Legislature that the  
82 Executive Director of the Mississippi Board of Animal Health may  
83 authorize increases in other objects of expenditure in total  
84 amounts not to exceed twenty-five percent (25%) of the  
85 appropriated amount of each major object of expenditure, provided  
86 that other major objects of expenditure are decreased by a  
87 corresponding dollar amount. However, no transfers shall be  
88 authorized which increase the major object of expenditure  
89 "Salaries, Wages and Fringe Benefits."

90 **SECTION 5.** It is the intention of the Legislature that  
91 whenever two (2) or more bids are received by this agency for the  
92 purchase of commodities or equipment, and whenever all things  
93 stated in such received bids are equal with respect to price,  
94 quality and service, the Mississippi Industries for the Blind  
95 shall be given preference. A similar preference shall be given to  
96 the Mississippi Industries for the Blind whenever purchases are  
97 made without competitive bids.

98 **SECTION 6.** All expenditures of funds appropriated by this  
99 act for the purposes of advertising through the media shall comply  
100 with the provisions of this section. All notices, advertisements,

101 or announcements designed to accomplish distribution of vital  
102 information paid for wholly or in part through funds appropriated  
103 by this act and distributed through the media shall be placed  
104 according to a formula based upon the following criteria:

105           (a) Outlets of the Mississippi Public Broadcasting  
106 System shall receive twenty percent (20%) of all expenditures  
107 allotted for any advertising campaign undertaken by the agency to  
108 which funds are appropriated by this act. All distribution of  
109 information undertaken by the Mississippi Broadcasting System  
110 under these requirements shall conform to the accepted standards  
111 of information distribution common to public media.

112           (b) Media outlets, other than outlets of the  
113 Mississippi Public Broadcasting System, shall receive placement of  
114 such notices through the following method of distribution and  
115 based upon commonly accepted boundaries of distribution:

116           (i) Newspapers. Newspapers demonstrating  
117 established market reach through verifiable and auditable  
118 circulation numbers shall receive twenty-five percent (25%) of all  
119 expenditures allotted for distribution of vital information, and  
120 such expenditures to the individual newspapers shall be determined  
121 and prorated based upon the verifiable and auditable share of  
122 total circulation within the individual counties. This  
123 requirement does not replace the requirements and systems  
124 currently in place regarding legal notices in the newspapers.

125           (ii) Radio. Radio stations demonstrating  
126 established market reach through verifiable and auditable market  
127 share information as recorded through reputable and established  
128 rating services shall receive twenty percent (20%) of all  
129 expenditures allotted for such distribution of vital information,  
130 and such expenditures to the individual stations shall be  
131 determined and prorated based upon the verifiable and auditable  
132 share of total market reach within the individual counties.

133           (iii) Television. Television stations and  
134 television cable outlets demonstrating established market reach  
135 through verifiable and auditable market share information as

136 recorded through reputable and established rating services shall  
137 receive twenty percent (20%) of all expenditures allotted for such  
138 distribution of vital information, and such expenditures to the  
139 individual stations shall be determined and prorated based upon  
140 the verifiable and auditable share of total market reach within  
141 the individual demonstrated market reach area of the station or  
142 cable outlet.

143 (iv) Magazines. Magazines demonstrating  
144 established market reach through verifiable and auditable  
145 circulation numbers shall receive ten percent (10%) of all  
146 expenditures allotted for such distribution of vital information,  
147 and such expenditures to the individual magazines shall be  
148 determined and prorated based upon the verifiable and auditable  
149 circulation numbers within the counties. If no magazine exists  
150 which meets the criteria stated above, the portion of those funds  
151 so allotted shall be distributed among the other media outlets  
152 equally.

153 (v) Electronic media. Electronic media  
154 demonstrating established market reach through verifiable and  
155 auditable circulation numbers shall receive five percent (5%) of  
156 all expenditures allotted for such distribution of vital  
157 information, and such expenditures to the individual electronic  
158 media outlets shall be determined and prorated based upon the  
159 verifiable and auditable circulation numbers within the counties.  
160 If no electronic media exists which meets the criteria stated  
161 above, the portion of those funds so allotted shall be distributed  
162 equally among the other media outlets.

163 Provisions of this section do not apply to the placement of  
164 advertisements in national media outlets to recruit economic  
165 development or to promote tourism in the state.

166 **SECTION 7.** The money herein appropriated shall be paid by  
167 the State Treasurer out of any money in the State Treasury to the  
168 credit of the proper fund or funds as set forth in this act, upon  
169 warrants issued by the State Fiscal Officer; and the State Fiscal

170 Officer shall issue his warrants upon requisitions signed by the  
171 proper person, officer or officers in the manner provided by law.

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

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1         AN ACT MAKING AN APPROPRIATION TO THE MISSISSIPPI BOARD OF  
2 ANIMAL HEALTH FOR THE PURPOSE OF DEFRAYING THE EXPENSES OF THE  
3 BOARD FOR FISCAL YEAR 2007.

HR40\SB3031PH.J

Don Richardson  
Clerk of the House of Representatives