

House Amendments to Senate Bill No. 3034

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 Treasury to the credit of the Mississippi Institute for Forest
8 Inventory which is comprised of special source funds and donations
9 collected by or otherwise available to the Institute for the
10 purpose of defraying the expenses of the Institute for the period
11 beginning July 1, 2006, and ending June 30, 2007.....
12 \$ 282,083.00.

13 **SECTION 2.** Of the funds appropriated under the provisions of
14 Section 1, not more than the amounts set forth below shall be
15 under the authority of the State Personnel Board:

16 AUTHORIZED POSITIONS:

17 Permanent:	Full Time.....	3
18	Part Time.....	0
19 Time-Limited:	Full Time.....	0
20	Part Time.....	0

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

26 With the funds herein appropriated, it is the intention of
27 the Legislature that it shall be the agency's responsibility to
28 make certain that funds required to be appropriated for "Personal
29 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
30 funds appropriated for that purpose, unless programs or positions

31 are added to the agency's Fiscal Year 2008 budget by the
32 Mississippi Legislature. Based on data provided by the
33 Legislative Budget Office, the State Personnel Board shall
34 determine and publish the projected annual cost to fully fund all
35 appropriated positions in compliance with the provisions of this
36 act. It shall be the responsibility of the agency head to insure
37 that no single personnel action increases this projected annual
38 cost and/or the Fiscal Year 2007 appropriation for "Personal
39 Services" when annualized, with the exception of escalated funds.
40 If, at the time the agency takes any action to change "Personal
41 Services," the State Personnel Board determines that the agency
42 has taken an action which would cause the agency to exceed this
43 projected annual cost or the Fiscal Year 2007 "Personal Services"
44 appropriated level, when annualized, then only those actions which
45 reduce the projected annual cost and/or the appropriation
46 requirement will be processed by the State Personnel Board until
47 such time as the requirements of this provision are met.

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

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

61 **SECTION 3.** This appropriation is made for the purpose of
62 providing funds to defray the expenses of the Mississippi
63 Institute for Forest Inventory as established in Section
64 49-19-403, Mississippi Code of 1972.

65 **SECTION 4.** It is the intention of the Legislature that the
66 Mississippi Institute for Forest Inventory is hereby authorized to
67 accept, budget and expend funds, not to exceed One Million Dollars
68 (\$1,000,000.00), from any source in accordance with rules and
69 regulations of the Department of Finance and Administration in a
70 manner consistent with the escalation of federal funds.

71 **SECTION 5.** It is the intention of the Legislature that
72 whenever two (2) or more bids are received by this agency for the
73 purchase of commodities or equipment, and whenever all things
74 stated in such received bids are equal with respect to price,
75 quality and service, the Mississippi Industries for the Blind
76 shall be given preference. A similar preference shall be given to
77 the Mississippi Industries for the Blind whenever purchases are
78 made without competitive bids.

79 **SECTION 6.** All expenditures of funds appropriated by this
80 act for the purposes of advertising through the media shall comply
81 with the provisions of this section. All notices, advertisements,
82 or announcements designed to accomplish distribution of vital
83 information paid for wholly or in part through funds appropriated
84 by this act and distributed through the media shall be placed
85 according to a formula based upon the following criteria:

86 (a) Outlets of the Mississippi Public Broadcasting
87 System shall receive twenty percent (20%) of all expenditures
88 allotted for any advertising campaign undertaken by the agency to
89 which funds are appropriated by this act. All distribution of
90 information undertaken by the Mississippi Broadcasting System
91 under these requirements shall conform to the accepted standards
92 of information distribution common to public media.

93 (b) Media outlets, other than outlets of the
94 Mississippi Public Broadcasting System, shall receive placement of
95 such notices through the following method of distribution and
96 based upon commonly accepted boundaries of distribution:

97 (i) Newspapers. Newspapers demonstrating
98 established market reach through verifiable and auditable
99 circulation numbers shall receive twenty-five percent (25%) of all

100 expenditures allotted for distribution of vital information, and
101 such expenditures to the individual newspapers shall be determined
102 and prorated based upon the verifiable and auditable share of
103 total circulation within the individual counties. This
104 requirement does not replace the requirements and systems
105 currently in place regarding legal notices in the newspapers.

106 (ii) Radio. Radio stations demonstrating
107 established market reach through verifiable and auditable market
108 share information as recorded through reputable and established
109 rating services shall receive twenty percent (20%) of all
110 expenditures allotted for such distribution of vital information,
111 and such expenditures to the individual stations shall be
112 determined and prorated based upon the verifiable and auditable
113 share of total market reach within the individual counties.

114 (iii) Television. Television stations and
115 television cable outlets demonstrating established market reach
116 through verifiable and auditable market share information as
117 recorded through reputable and established rating services shall
118 receive twenty percent (20%) of all expenditures allotted for such
119 distribution of vital information, and such expenditures to the
120 individual stations shall be determined and prorated based upon
121 the verifiable and auditable share of total market reach within
122 the individual demonstrated market reach area of the station or
123 cable outlet.

124 (iv) Magazines. Magazines demonstrating
125 established market reach through verifiable and auditable
126 circulation numbers shall receive ten percent (10%) of all
127 expenditures allotted for such distribution of vital information,
128 and such expenditures to the individual magazines shall be
129 determined and prorated based upon the verifiable and auditable
130 circulation numbers within the counties. If no magazine exists
131 which meets the criteria stated above, the portion of those funds
132 so allotted shall be distributed among the other media outlets
133 equally.

134 (v) Electronic media. Electronic media
135 demonstrating established market reach through verifiable and
136 auditable circulation numbers shall receive five percent (5%) of
137 all expenditures allotted for such distribution of vital
138 information, and such expenditures to the individual electronic
139 media outlets shall be determined and prorated based upon the
140 verifiable and auditable circulation numbers within the counties.
141 If no electronic media exists which meets the criteria stated
142 above, the portion of those funds so allotted shall be distributed
143 equally among the other media outlets.

144 Provisions of this section do not apply to the placement of
145 advertisements in national media outlets to recruit economic
146 development or to promote tourism in the state.

147 **SECTION 7.** The money herein appropriated shall be paid by
148 the State Treasurer out of any money in the proper fund or funds
149 as set forth in this act, upon warrants issued by the State Fiscal
150 Officer; and the State Fiscal Officer shall issue his warrants
151 upon requisitions signed by the proper person, officer or officers
152 in the manner provided by law.

153 **SECTION 8.** This act shall take effect and be in force from
154 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 OF SPECIAL FUNDS FOR THE
2 PURPOSE OF DEFRAYING THE EXPENSES OF THE MISSISSIPPI INSTITUTE FOR
3 FOREST INVENTORY FOR FISCAL YEAR 2007.

HR40\SB3034PH.J

Don Richardson
Clerk of the House of Representatives