

**Adopted
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

Senate Bill No. 3012

BY: Committee

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

4 **SECTION 1.** The following sum of money, or so much thereof as
5 may be necessary, is hereby appropriated out of any money in the
6 State General Fund not otherwise appropriated, to defray the
7 expenses of the office of the State Treasurer for the fiscal year
8 beginning July 1, 2006, and ending June 30, 2007.....
9 \$ 574,256.00.

10 **SECTION 2.** The following sum, or so much thereof as may be
11 necessary, is hereby appropriated out of any funds in the special
12 fund entitled Abandoned Property Fund in the State Treasury for
13 the purpose of defraying expenses of the State Treasurer in
14 administering the Uniform Disposition of Unclaimed Property and
15 certain other expenses of the office, for the fiscal year
16 beginning July 1, 2006, and ending June 30, 2007.....
17 \$ 2,401,161.00.

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

22 MAJOR OBJECTS OF EXPENDITURE:

23	Personal Services:		
24	Salaries, Wages and Fringe Benefits..	\$	1,755,740.00
25	Travel and Subsistence.....		15,000.00
26	Contractual Services.....		1,051,677.00
27	Commodities.....		51,000.00
28	Capital Outlay:		
29	Other Than Equipment.....		0.00
30	Equipment.....		102,000.00
31	Subsidies, Loans and Grants.....		<u>0.00</u>
32	Total.....	\$	2,975,417.00

33 FUNDING:

34	General Funds.....	\$	574,256.00
35	Special Funds.....		<u>2,401,161.00</u>
36	Total.....	\$	2,975,417.00

37 AUTHORIZED POSITIONS:

38	Permanent:	Full Time.....	31
39		Part Time.....	0
40	Time-Limited:	Full Time.....	0
41		Part Time.....	0

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

47 With the funds herein appropriated, it is the intention of
48 the Legislature that it shall be the agency's responsibility to
49 make certain that funds required to be appropriated for "Personal
50 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
51 funds appropriated for that purpose, unless programs or positions
52 are added to the agency's Fiscal Year 2008 budget by the
53 Mississippi Legislature. Based on data provided by the
54 Legislative Budget Office, the State Personnel Board shall

55 determine and publish the projected annual cost to fully fund all
56 appropriated positions in compliance with the provisions of this
57 act. It shall be the responsibility of the agency head to insure
58 that no single personnel action increases this projected annual
59 cost and/or the Fiscal Year 2007 appropriation for "Personal
60 Services" when annualized, with the exception of escalated funds.
61 If, at the time the agency takes any action to change "Personal
62 Services," the State Personnel Board determines that the agency
63 has taken an action which would cause the agency to exceed this
64 projected annual cost or the Fiscal Year 2007 "Personal Services"
65 appropriated level, when annualized, then only those actions which
66 reduce the projected annual cost and/or the appropriation
67 requirement will be processed by the State Personnel Board until
68 such time as the requirements of this provision are met.

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

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

82 **SECTION 4.** In addition to all other sums herein
83 appropriated, the following sum, or so much thereof as may be
84 necessary, is hereby appropriated out of any money in the State
85 Treasury to the credit of the Education Improvement Trust Fund No.

86 3219 for the purpose of investing funds for the fiscal year
 87 beginning July 1, 2006, and ending June 30, 2007.....
 88 \$ 125,000.00.

89 **SECTION 5.** The following sum, or so much thereof as may be
 90 necessary, is hereby appropriated out of any money in the State
 91 Treasury to the credit of the Mississippi Prepaid Affordable
 92 College Tuition Administrative Fund to defray the costs of the
 93 Mississippi Prepaid Affordable College Tuition Program for the
 94 fiscal year beginning July 1, 2006, and ending June 30, 2007.....
 95 \$ 1,266,701.00.

96 **SECTION 6.** Of the funds appropriated under the provisions of
 97 Section 5, not more than the amounts set forth below shall be
 98 expended for the respective major objects or purposes of
 99 expenditure:

100 MAJOR OBJECTS OF EXPENDITURE:

101 Personal Services:

102	Salaries, Wages and Fringe Benefits..	\$	148,276.00
103	Travel and Subsistence.....		14,987.00
104	Contractual Services.....		1,065,306.00
105	Commodities.....		34,932.00
106	Capital Outlay:		
107	Other Than Equipment.....		0.00
108	Equipment.....		3,200.00
109	Subsidies, Loans and Grants.....		0.00
110	Total.....	\$	1,266,701.00

111 AUTHORIZED POSITIONS:

112	Permanent:	Full Time.....	4
113		Part Time.....	0
114	Time-Limited:	Full Time.....	0
115		Part Time.....	0

116 For the fiscal year beginning on July 1, 2006, funds are
 117 provided herein to adjust the annual compensation of each employee

118 who has been employed for twelve (12) months or longer by an
119 amount equal to One Thousand Dollars (\$1,000.00), effective on
120 July 1, 2006.

121 With the funds herein appropriated, it is the intention of
122 the Legislature that it shall be the agency's responsibility to
123 make certain that funds required to be appropriated for "Personal
124 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
125 funds appropriated for that purpose, unless programs or positions
126 are added to the agency's Fiscal Year 2008 budget by the
127 Mississippi Legislature. Based on data provided by the
128 Legislative Budget Office, the State Personnel Board shall
129 determine and publish the projected annual cost to fully fund all
130 appropriated positions in compliance with the provisions of this
131 act. It shall be the responsibility of the agency head to insure
132 that no single personnel action increases this projected annual
133 cost and/or the Fiscal Year 2007 appropriation for "Personal
134 Services" when annualized, with the exception of escalated funds.
135 If, at the time the agency takes any action to change "Personal
136 Services," the State Personnel Board determines that the agency
137 has taken an action which would cause the agency to exceed this
138 projected annual cost or the Fiscal Year 2007 "Personal Services"
139 appropriated level, when annualized, then only those actions which
140 reduce the projected annual cost and/or the appropriation
141 requirement will be processed by the State Personnel Board until
142 such time as the requirements of this provision are met.

143 Any transfers or escalations shall be made in accordance with
144 the terms, conditions and procedures established by law or
145 allowable under the terms set forth within this act. The State
146 Personnel Board shall not escalate positions without written
147 approval from the Department of Finance and Administration. The
148 Department of Finance and Administration shall not provide written
149 approval to escalate any funds for salaries and/or positions

150 without proof of availability of new or additional funds above the
151 appropriated level.

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

156 **SECTION 7.** The following sum, or so much thereof as may be
157 necessary, is hereby appropriated out of any money in the State
158 Treasury to the credit of the Mississippi Prepaid Affordable
159 College Tuition Trust Fund for the purpose of paying all amounts
160 due for prepaid tuition contracts of the Mississippi Prepaid
161 Affordable College Tuition Program, for the fiscal year beginning
162 July 1, 2006, and ending June 30, 2007..... \$ 18,000,000.00.

163 It is the intention of the Legislature that the State
164 Treasurer is hereby authorized to accept, budget and expend an
165 amount not to exceed One Million Dollars (\$1,000,000.00) from any
166 funds authorized for the Mississippi Prepaid Affordable College
167 Tuition Program, for paying amounts due for prepaid tuition
168 contracts of the Mississippi Prepaid Affordable College Tuition
169 Program. Such funds shall be escalated in accordance with the
170 rules and regulations of the Department of Finance and
171 Administration in a manner consistent with the escalation of
172 federal funds.

173 **SECTION 8.** The following sum, or so much thereof as may be
174 necessary, is hereby appropriated out of any money in the State
175 General Fund not otherwise appropriated, to defray the expenses of
176 the Office of the State Treasurer-Health Care Trust Fund Board,
177 for the fiscal year beginning July 1, 2006, and ending
178 June 30, 2007..... \$ 20,632.00.

179 **SECTION 9.** The following sum, or so much thereof as may be
180 necessary, is hereby appropriated out of any money in the State
181 Treasury to the credit of the Health Care Expendable Fund, created

182 under House Bill No. 519, 1999 Regular Session, for the purpose of
 183 defraying the expenses of the Office of the State Treasurer for
 184 the fiscal year beginning July 1, 2006, and ending
 185 June 30, 2007..... \$ 75,256.00.

186 **SECTION 10.** Of the funds appropriated under the provisions
 187 of Sections 8 and 9, not more than the amounts set forth below
 188 shall be expended for the respective major objects or purposes of
 189 expenditure:

190 MAJOR OBJECTS OF EXPENDITURE:

191	Personal Services:		
192	Salaries, Wages and Fringe Benefits..	\$	44,941.00
193	Travel and Subsistence.....		2,700.00
194	Contractual Services.....		46,247.00
195	Commodities.....		2,000.00
196	Capital Outlay:		
197	Other Than Equipment.....		0.00
198	Equipment.....		0.00
199	Subsidies, Loans and Grants.....		0.00
200	Total.....	\$	95,888.00

201 AUTHORIZED POSITIONS:

202	Permanent:	Full Time.....	1
203		Part Time.....	0
204	Time-Limited:	Full Time.....	0
205		Part Time.....	0

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

211 With the funds herein appropriated, it is the intention of
 212 the Legislature that it shall be the agency's responsibility to
 213 make certain that funds required to be appropriated for "Personal

214 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
215 funds appropriated for that purpose, unless programs or positions
216 are added to the agency's Fiscal Year 2008 budget by the
217 Mississippi Legislature. Based on data provided by the
218 Legislative Budget Office, the State Personnel Board shall
219 determine and publish the projected annual cost to fully fund all
220 appropriated positions in compliance with the provisions of this
221 act. It shall be the responsibility of the agency head to insure
222 that no single personnel action increases this projected annual
223 cost and/or the Fiscal Year 2007 appropriation for "Personal
224 Services" when annualized, with the exception of escalated funds.
225 If, at the time the agency takes any action to change "Personal
226 Services," the State Personnel Board determines that the agency
227 has taken an action which would cause the agency to exceed this
228 projected annual cost or the Fiscal Year 2007 "Personal Services"
229 appropriated level, when annualized, then only those actions which
230 reduce the projected annual cost and/or the appropriation
231 requirement will be processed by the State Personnel Board until
232 such time as the requirements of this provision are met.

233 Any transfers or escalations shall be made in accordance with
234 the terms, conditions and procedures established by law or
235 allowable under the terms set forth within this act. The State
236 Personnel Board shall not escalate positions without written
237 approval from the Department of Finance and Administration. The
238 Department of Finance and Administration shall not provide written
239 approval to escalate any funds for salaries and/or positions
240 without proof of availability of new or additional funds above the
241 appropriated level.

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

246 **SECTION 11.** The following sum, or so much thereof as may be
 247 necessary, is hereby appropriated out of any money in the State
 248 Treasury to the credit of the Mississippi Affordable College
 249 Savings Administrative Fund to defray the costs of the Mississippi
 250 Affordable College Savings Program for the fiscal year beginning
 251 July 1, 2006, and ending June 30, 2007..... \$ 173,457.00.

252 **SECTION 12.** Of the funds appropriated under the provisions
 253 of Section 11, not more than the amounts set forth below shall be
 254 expended for the respective major objects or purposes of
 255 expenditure:

256 MAJOR OBJECTS OF EXPENDITURE:

257 Personal Services:

258	Salaries, Wages and Fringe Benefits..	\$	98,337.00
259	Travel and Subsistence.....		13,592.00
260	Contractual Services.....		57,663.00
261	Commodities.....		3,865.00
262	Capital Outlay:		
263	Other Than Equipment.....		0.00
264	Equipment.....		0.00
265	Subsidies, Loans and Grants.....		0.00
266	Total.....	\$	173,457.00

267 AUTHORIZED POSITIONS:

268	Permanent:	Full Time.....	2
269		Part Time.....	0
270	Time-Limited:	Full Time.....	0
271		Part Time.....	0

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

277 With the funds herein appropriated, it is the intention of
278 the Legislature that it shall be the agency's responsibility to
279 make certain that funds required to be appropriated for "Personal
280 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
281 funds appropriated for that purpose, unless programs or positions
282 are added to the agency's Fiscal Year 2008 budget by the
283 Mississippi Legislature. Based on data provided by the
284 Legislative Budget Office, the State Personnel Board shall
285 determine and publish the projected annual cost to fully fund all
286 appropriated positions in compliance with the provisions of this
287 act. It shall be the responsibility of the agency head to insure
288 that no single personnel action increases this projected annual
289 cost and/or the Fiscal Year 2007 appropriation for "Personal
290 Services" when annualized, with the exception of escalated funds.
291 If, at the time the agency takes any action to change "Personal
292 Services," the State Personnel Board determines that the agency
293 has taken an action which would cause the agency to exceed this
294 projected annual cost or the Fiscal Year 2007 "Personal Services"
295 appropriated level, when annualized, then only those actions which
296 reduce the projected annual cost and/or the appropriation
297 requirement will be processed by the State Personnel Board until
298 such time as the requirements of this provision are met.

299 Any transfers or escalations shall be made in accordance with
300 the terms, conditions and procedures established by law or
301 allowable under the terms set forth within this act. The State
302 Personnel Board shall not escalate positions without written
303 approval from the Department of Finance and Administration. The
304 Department of Finance and Administration shall not provide written
305 approval to escalate any funds for salaries and/or positions
306 without proof of availability of new or additional funds above the
307 appropriated level.

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

312 **SECTION 13.** No part of the funds appropriated herein shall
313 be used in the payment of attorney's fees, nor shall any of said
314 funds be used either directly or indirectly, for the purpose of
315 paying any clerk, stenographer, assistant, deputy or other person
316 who may be related by blood or marriage within the third degree,
317 computed by the rules of the civil law, to the official employing
318 or having the right of employment or selection thereof; and in the
319 event of any such payment, then the official or person approving
320 and making or receiving such payment shall be jointly and
321 severally liable to return to the State of Mississippi and to pay
322 into the State Treasury three (3) times any such amount so paid or
323 received, to be recovered at suit of the Attorney General;
324 provided that when the relationship is by affinity and the person
325 through whom the relationship was established is dead, this
326 provision shall not apply.

327 **SECTION 14.** It is the intention of the Legislature that the
328 Office of the State Treasurer shall maintain complete accounting
329 and personnel records related to the expenditure of all funds
330 appropriated under the provisions of this act and that such
331 records shall be in the same format and level of details as
332 maintained for Fiscal Year 2006. It is further the intention of
333 the Legislature that the budget request for Fiscal Year 2008 shall
334 be submitted to the Joint Legislative Budget Committee in a format
335 and level of detail comparable to the format and level of detail
336 provided during the Fiscal Year 2007 budget request process.

337 **SECTION 15.** It is the intention of the Legislature that the
338 State Treasurer's Office may authorize increases in major objects
339 of expenditure in total amounts not to exceed fifteen percent

340 (15%) of the appropriated amount of each major object of
341 expenditure, provided that other major objects of expenditure are
342 decreased by a corresponding dollar amount. However, no transfers
343 shall be authorized which increase the major object of expenditure
344 "Salaries, Wages and Fringe Benefits."

345 **SECTION 16.** It is the intention of the Legislature that
346 whenever two (2) or more bids are received by this agency for the
347 purchase of commodities or equipment, and whenever all things
348 stated in such received bids are equal with respect to price,
349 quality and service, the Mississippi Industries for the Blind
350 shall be given preference. A similar preference shall be given to
351 the Mississippi Industries for the Blind whenever purchases are
352 made without competitive bids.

353 **SECTION 17.** The money herein appropriated shall be paid by
354 the State Treasurer out of any money in the State Treasury to the
355 credit of the proper fund or funds as set forth in this act, upon
356 warrants issued by the State Fiscal Officer; and the State Fiscal
357 Officer shall issue his warrants upon requisitions signed by the
358 proper person, officer or officers in the manner provided by law.

359 **SECTION 18.** This act shall take effect and be in force from
360 and after July 1, 2006.