

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 3039**

**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 Department of Public Safety for the fiscal year  
8 beginning July 1, 2006, and ending June 30, 2007.....  
9 ..... \$       63,602,409.00.

10       **SECTION 2.** The following sum, or so much thereof as may be  
11 necessary, is hereby appropriated out of any money in the State  
12 Treasury to the credit of the Department of Public Safety for the  
13 purpose of defraying the expenses incurred in the operation of the  
14 various divisions of the department for the fiscal year beginning  
15 July 1, 2006, and ending June 30, 2007..... \$       46,150,094.00.

16       **SECTION 3.** Of the funds appropriated under the provisions of  
17 Sections 1 and 2, not more than the amounts set forth below shall  
18 be provided for purposes of expenditure and authorized positions:

**DIVISION OF MISSISSIPPI HIGHWAY SAFETY PATROL**

**FUNDING:**

21       General Funds..... \$       39,659,026.00  
22       Special Funds..... 17,855,275.00

23 Total..... \$ 57,514,301.00

24 AUTHORIZED POSITIONS:

25 Permanent: Full Time..... 900

26 Part Time..... 0

27 Time-Limited: Full Time..... 7

28 Part Time..... 10

29 **DIVISION OF LAW ENFORCEMENT TRAINING ACADEMY**

30 FUNDING:

31 General Funds..... \$ 551,894.00

32 Special Funds..... 915,033.00

33 Total..... \$ 1,466,927.00

34 AUTHORIZED POSITIONS:

35 Permanent: Full Time..... 25

36 Part Time..... 0

37 Time-Limited: Full Time..... 0

38 Part Time..... 0

39 It is the intention of the Legislature that all funds  
40 received as tuition fees, grants or donations by the Division of  
41 Law Enforcement Training Academy shall be deposited in a special  
42 fund in the State Treasury to be designated as "Law Enforcement  
43 Officers' Training Academy Fees and Donations Fund." It is  
44 further the intention of the Legislature that the Division of Law  
45 Enforcement Training Academy may increase fees at any time to  
46 offset any increases in operational costs.

47 **DIVISION OF SUPPORT SERVICES**

48 FUNDING:

49 General Funds..... \$ 5,215,246.00

50 Special Funds..... 266,002.00

51 Total..... \$ 5,481,248.00

52 AUTHORIZED POSITIONS:

53 Permanent: Full Time..... 91

54 Part Time..... 0

55 Time-Limited: Full Time..... 1  
 56 Part Time..... 6

**DIVISION OF CRIME LABORATORIES**

FUNDING:

59 General Funds..... \$ 5,762,417.00  
 60 Special Funds..... 1,353,643.00  
 61 Total..... \$ 7,116,060.00

AUTHORIZED POSITIONS:

63 Permanent: Full Time..... 100  
 64 Part Time..... 0  
 65 Time-Limited: Full Time..... 5  
 66 Part Time..... 0

**DIVISION OF MEDICAL EXAMINER**

FUNDING:

69 General Funds..... \$ 161,457.00  
 70 Special Funds..... 114,589.00  
 71 Total..... \$ 276,046.00

AUTHORIZED POSITIONS:

73 Permanent: Full Time..... 3  
 74 Part Time..... 0  
 75 Time-Limited: Full Time..... 0  
 76 Part Time..... 0

**DIVISION OF PUBLIC SAFETY PLANNING**

**OFFICE OF PUBLIC SAFETY PLANNING**

FUNDING:

80 General Funds..... \$ 447,350.00  
 81 Special Funds..... 20,853,475.00  
 82 Total..... \$ 21,300,825.00

AUTHORIZED POSITIONS:

84 Permanent: Full Time..... 12  
 85 Part Time..... 0  
 86 Time-Limited: Full Time..... 18

87 Part Time..... 0

88 **DIVISION OF PUBLIC SAFETY PLANNING**

89 **OFFICE OF LAW ENFORCEMENT STANDARDS AND TRAINING**

90 FUNDING:

91 General Funds..... \$ 0.00

92 Special Funds..... 2,045,706.00

93 Total..... \$ 2,045,706.00

94 AUTHORIZED POSITIONS:

95 Permanent: Full Time..... 9

96 Part Time..... 0

97 Time-Limited: Full Time..... 0

98 Part Time..... 0

99 **DIVISION OF PUBLIC SAFETY PLANNING**

100 **BOARD OF EMERGENCY TELECOMMUNICATIONS**

101 FUNDING:

102 General Funds..... \$ 0.00

103 Special Funds..... 481,286.00

104 Total..... \$ 481,286.00

105 AUTHORIZED POSITIONS:

106 Permanent: Full Time..... 3

107 Part Time..... 0

108 Time-Limited: Full Time..... 0

109 Part Time..... 0

110 **DIVISION OF PUBLIC SAFETY PLANNING**

111 **COUNCIL ON AGING**

112 FUNDING:

113 General Funds..... \$ 0.00

114 Special Funds..... 541,039.00

115 Total..... \$ 541,039.00

116 AUTHORIZED POSITIONS:

117 Permanent: Full Time..... 2

118 Part Time..... 0

119 Time-Limited: Full Time..... 0  
 120 Part Time..... 0

**COUNTY JAIL OFFICER STANDARDS AND TRAINING BOARD**

FUNDING:

123 General Funds..... \$ 0.00  
 124 Special Funds..... 431,833.00  
 125 Total..... \$ 431,833.00

AUTHORIZED POSITIONS:

127 Permanent: Full Time..... 2  
 128 Part Time..... 0  
 129 Time-Limited: Full Time..... 0  
 130 Part Time..... 0

**OFFICE OF HOMELAND SECURITY**

FUNDING:

133 General Funds..... \$ 183,637.00  
 134 Special Funds..... 655,451.00  
 135 Total..... \$ 839,088.00

AUTHORIZED POSITIONS:

137 Permanent: Full Time..... 20  
 138 Part Time..... 0  
 139 Time-Limited: Full Time..... 2  
 140 Part Time..... 0

**BUREAU OF NARCOTICS**

FUNDING:

143 General Funds..... \$ 11,509,637.00  
 144 Special Funds..... 481,718.00  
 145 Total..... \$ 11,991,355.00

AUTHORIZED POSITIONS:

147 Permanent: Full Time..... 198  
 148 Part Time..... 0  
 149 Time-Limited: Full Time..... 1  
 150 Part Time..... 0

151 **JUVENILE FACILITY MONITORING UNIT**

152 **FUNDING:**

153	General Funds.....	\$	111,745.00
154	Special Funds.....		<u>155,044.00</u>
155	Total.....	\$	266,789.00

156 **AUTHORIZED POSITIONS:**

157	Permanent:	Full Time.....	0
158		Part Time.....	0
159	Time-Limited:	Full Time.....	5
160		Part Time.....	0

161 For the fiscal year beginning on July 1, 2006, funds are  
 162 provided herein to adjust the annual compensation of each employee  
 163 who has been employed for twelve (12) months or longer by an  
 164 amount equal to One Thousand Dollars (\$1,000.00), effective on  
 165 July 1, 2006. Additionally for the fiscal year beginning on July  
 166 1, 2006, funds are provided to address critical law enforcement  
 167 staffing salary adjustments effective on July 1, 2006.

168 With the funds herein appropriated, it is the intention of  
 169 the Legislature that it shall be the agency's responsibility to  
 170 make certain that funds required to be appropriated for "Personal  
 171 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007  
 172 funds appropriated for that purpose, unless programs or positions  
 173 are added to the agency's Fiscal Year 2008 budget by the  
 174 Mississippi Legislature. Based on data provided by the  
 175 Legislative Budget Office, the State Personnel Board shall  
 176 determine and publish the projected annual cost to fully fund all  
 177 appropriated positions in compliance with the provisions of this  
 178 act. It shall be the responsibility of the agency head to insure  
 179 that no single personnel action increases this projected annual  
 180 cost and/or the Fiscal Year 2007 appropriation for "Personal  
 181 Services" when annualized, with the exception of escalated funds.  
 182 If, at the time the agency takes any action to change "Personal

183 Services," the State Personnel Board determines that the agency  
184 has taken an action which would cause the agency to exceed this  
185 projected annual cost or the Fiscal Year 2007 "Personal Services"  
186 appropriated level, when annualized, then only those actions which  
187 reduce the projected annual cost and/or the appropriation  
188 requirement will be processed by the State Personnel Board until  
189 such time as the requirements of this provision are met.

190 Any transfers or escalations shall be made in accordance with  
191 the terms, conditions and procedures established by law or  
192 allowable under the terms set forth within this act. The State  
193 Personnel Board shall not escalate positions without written  
194 approval from the Department of Finance and Administration. The  
195 Department of Finance and Administration shall not provide written  
196 approval to escalate any funds for salaries and/or positions  
197 without proof of availability of new or additional funds above the  
198 appropriated level.

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

203 **SECTION 4.** The Commissioner of Public Safety may, on a  
204 case-by-case basis, within funds available, recommend that  
205 corrective salary adjustments be made to the compensation of  
206 employees of the Department of Public Safety where an inequity was  
207 created between employees of equivalent capacity by previous  
208 application of the agency appropriation acts. Any such corrective  
209 salary adjustment plan must have prior approval by the State  
210 Personnel Board. Such adjustments will not be retroactive.

211 Any funds in the Salary, Wages and Fringe Benefits major  
212 object of expenditure may be used to purchase accumulated  
213 compensatory time within funds available.

214           **SECTION 5.** The Commissioner of Public Safety shall have the  
215 authority to transfer both positions and/or State General Funds  
216 appropriated herein from any Division within the Department of  
217 Public Safety to any other Division within the Department of  
218 Public Safety, not to exceed twenty-five percent (25%).

219           **SECTION 6.** It is the intent of the Legislature that the  
220 local governments pay for part of the computer cost of the  
221 Mississippi Justice Information Center by maintaining their  
222 contribution to the Department of Public Safety.

223           **SECTION 7.** It is the intention of the Legislature that the  
224 Department of Public Safety designate certain employees to aid the  
225 Division of Crime Laboratories in the billing and collecting of  
226 all fees charged for services rendered by the Division of Crime  
227 Laboratories.

228           **SECTION 8.** No part of the funds appropriated herein shall be  
229 transferred to, expended by, or used, directly or indirectly, for  
230 the benefit of any public relations, publicity or publication  
231 activities of any other state agency, department or officer, nor  
232 shall any personnel paid with funds appropriated herein be  
233 transferred or assigned to any other state agency, department or  
234 officer for public relations, publicity, or publication activities  
235 of such office.

236           **SECTION 9.** It is the intention of the Legislature that the  
237 Department of Public Safety shall have the authority to receive,  
238 budget and expend funds from any source in accordance with the  
239 rules and regulations of the Department of Finance and  
240 Administration in a manner consistent with the escalation of  
241 federal funds.

242           **SECTION 10.** It is the intention of the Legislature that the  
243 Department of Public Safety shall not issue citations for  
244 violations of speed limits on a quota basis. No funds expended



245 under this act shall be used for such quota-based citations for  
246 violations of speed limits.

247 **SECTION 11.** The Commissioner of Public Safety shall have the  
248 authority to transfer Department of Public Safety Special Funds  
249 from any Division within the Department of Public Safety to any  
250 other Division of the Department of Public Safety Special Funds,  
251 including, but not limited to, Funds 3711, 371C, 371E, 3713, 3714,  
252 3715, 3740, 3741, 3742, 3744, 3747 and 3718, not to exceed Five  
253 Million Dollars (\$5,000,000.00) collectively during Fiscal Year  
254 2007. Further, the Department of Public Safety shall be  
255 authorized to escalate both funds and positions for any special  
256 fund monies received for Homeland Security.

257 **SECTION 12.** In compliance with the "Mississippi Performance  
258 Budget and Strategic Planning Act of 1994," it is the intent of  
259 the Legislature that the funds provided herein shall be utilized  
260 in the most efficient and effective manner possible to achieve the  
261 intended mission of this agency. Based on the funding authorized,  
262 this agency shall make every effort to attain the targeted  
263 performance measures provided below:

	FY07
<u>Performance Measures</u>	<u>Target</u>
266 Enforcement	
267 Increased Enforcement - Citations (%)	0.00
268 Decreased Fatalities (%)	0.00
269 Increased DUI Arrests - Inc Felony DUIs (%)	0.00
270 Criminal Investigations (Actions)	10,074
271 Driver Services	
272 Driver's Licenses/ID Cards Issued (Items)	667,800
273 Cost per License Document Produced (\$)	9.15
274 Drivers Suspended (Persons)	1,520,000
275 Accident Reports Processed (Actions)	65,900
276 Motor Veh Inspect Stickers Sold (Items)	1,970,000

277	Support Services	
278	Training of Switch/Repository	
279	Classes (Number of)	20
280	Audit of User Agencies (Number of)	50
281	Emergency Telecomm Training	
282	Emerg Telecomm Certified (Persons)	350
283	Certification Transactions (Actions)	1,400
284	Training Quality Monitoring (Actions)	20
285	Forensic Analysis	
286	Reports Issued (Cases)	25,000
287	Court Testimonies (Cases)	200
288	Cost per Case Analyzed (\$)	350
289	Cost per Testimony (\$)	500
290	Dna Analysis	
291	Known Sex Offender Samples (Items)	500
292	Proficiency Samples (Items)	200
293	Casework Samples Examined (Items)	500
294	Cost per Sample (\$)	500
295	Training Academy	
296	Basic Students to Graduate (Persons)	200
297	Basic Refresher Students to	
298	Graduate (Persons)	50
299	In-service & Advanced Students	
300	to Graduate (Persons)	1,200
301	Drug Enforcement	
302	Arrests Made (Persons)	2,908
303	Number of Prosecutions (Actions)	2,063
304	Organizations Disrupted/Dismantled (Actions)	399
305	Forensic Pathology	
306	Deaths Investigated (Actions)	17,000
307	Autopsies Performed at SME Office (Actions)	100
308	Cost per Autopsy Performed (\$)	400

309	Jail Officer Training	
310	County Jail Officers Certified (Persons)	350
311	Certification Transactions (Actions)	700
312	Law Enforcement Training	
313	Basic Law Enforc Officers Certified (Persons)	450
314	Certification Transactions (Actions)	1,800
315	Training Quality Monitoring (Actions)	20
316	Public Safety Planning	
317	Statewide Programs Supported (Programs)	360
318	Juvenile Jail Alternatives Dev (Alternatives)	35
319	Narcotics Units Established (Units)	17
320	Drug-free Programs Impact (Persons)	100,000
321	Council On Aging	
322	Number of Board Meetings (Meetings)	4
323	Establish TRIAD Programs (Programs)	4
324	Conduct Training Programs (Programs)	10
325	Provide On-site Tech Assistance (Actions)	30
326	Juvenile Fac Monitoring Unit	
327	Number of facilities inspected (Items)	20
328	Strategic plans implemented (Items)	20
329	Homeland Security	
330	OHS grants for jurisdictions (Number of)	83
331	First Responder Classes (Number of)	600
332	A reporting of the degree to which the performance targets	
333	set above have been or are being achieved shall be provided in the	
334	agency's budget request submitted to the Joint Legislative Budget	
335	Committee for Fiscal Year 2008.	

336       **SECTION 13.** It is the intention of the Legislature that all  
337 divisions within the Mississippi Department of Public Safety shall  
338 maintain complete accounting and personnel records related to the  
339 expenditure of all funds appropriated under this act and that such  
340 records shall be in the same format and level of detail as

341 maintained for Fiscal Year 2006. It is further the intention of  
342 the Legislature that the agency's budget request for Fiscal Year  
343 2008 shall be submitted to the Joint Legislative Budget Committee  
344 in a format and level of detail comparable to the format and level  
345 of detail provided during the Fiscal Year 2007 budget request  
346 process.

347       **SECTION 14.** Of the funds appropriated under the provisions  
348 of Section 2, funds may be expended to defray the costs of  
349 clothing for sworn nonuniform law enforcement officers in an  
350 amount not to exceed One Thousand Dollars (\$1,000.00) annually per  
351 officer.

352       **SECTION 15.** It is the intention of the Legislature that all  
353 Fair Labor Standards Act (FLSA) nonexempt sworn officers who are  
354 working 171 hours in a 28-day work cycle be compensated at an  
355 hourly rate based on 2,087.143 hours per year. This section and  
356 its provisions shall be known and cited as the "David R. Huggins  
357 Act of 2002".

358       **SECTION 16.** It is the intention of the Legislature that  
359 whenever two (2) or more bids are received by this agency for the  
360 purchase of commodities or equipment, and whenever all things  
361 stated in such received bids are equal with respect to price,  
362 quality and service, the Mississippi Industries for the Blind  
363 shall be given preference. A similar preference shall be given to  
364 the Mississippi Industries for the Blind whenever purchases are  
365 made without competitive bids.

366       **SECTION 17.** Of the funds appropriated under the provisions  
367 of Section 2, Seven Million One Hundred Seventy-two Thousand Two  
368 Hundred Sixty-three Dollars (\$7,172,263.00) shall be derived from  
369 the Budget Contingency Fund, as created in Section 27-103-301,  
370 Mississippi Code of 1972.

371       **SECTION 18.** The money herein appropriated shall be paid by  
372 the State Treasurer out of any money in the State Treasury to the

373 credit of the proper fund or funds as set forth in this act, upon  
374 warrants issued by the State Fiscal Officer; and the State Fiscal  
375 Officer shall issue his warrants upon requisitions signed by the  
376 proper person, officer or officers, in the manner provided by law.

377         **SECTION 19.** This act shall take effect and be in force from  
378 and after July 1, 2006.