

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 3050**

**BY: Committee**

**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 Mississippi Motor Vehicle  
8 Commission, as provided by Section 63-17-51 et seq., Mississippi  
9 Code of 1972, for the purpose of defraying the expenses of said  
10 Commission, for the fiscal year beginning July 1, 2006, and ending  
11 June 30, 2007..... \$           281,372.00.

12           **SECTION 2.** Of the funds appropriated under the provisions of  
13 Section 1, not more than the amounts set forth below shall be  
14 expended for the respective major objects or purposes of  
15 expenditure:

16           **MAJOR OBJECTS OF EXPENDITURE:**

17           Personal Services:

18                   Salaries, Wages and Fringe Benefits.. \$           189,358.00  
19                   Travel and Subsistence.....           25,000.00  
20                   Contractual Services.....           58,014.00  
21                   Commodities.....           6,000.00

22           Capital Outlay:

23                   Other Than Equipment.....           0.00

24	Equipment.....	3,000.00
25	Subsidies, Loans and Grants.....	<u>0.00</u>
26	Total.....	\$ 281,372.00

27 AUTHORIZED POSITIONS:

28	Permanent: Full Time.....	3
29	Part Time.....	0
30	Time-Limited: Full Time.....	0
31	Part Time.....	0

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

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

56 reduce the projected annual cost and/or the appropriation  
57 requirement will be processed by the State Personnel Board until  
58 such time as the requirements of this provision are met.

59 Any transfers or escalations shall be made in accordance with  
60 the terms, conditions and procedures established by law or  
61 allowable under the terms set forth within this act. The State  
62 Personnel Board shall not escalate positions without written  
63 approval from the Department of Finance and Administration. The  
64 Department of Finance and Administration shall not provide written  
65 approval to escalate any funds for salaries and/or positions  
66 without proof of availability of new or additional funds above the  
67 appropriated level.

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

72 **SECTION 3.** It is the intention of the Legislature that none  
73 of the funds appropriated under the provisions of this act shall  
74 be expended to defray any expenses of the Motor Vehicle Commission  
75 if said commission takes any official actions during Fiscal Year  
76 2007 that serve directly or indirectly to reduce the payment to  
77 the State General Fund of any sales tax on motor vehicles sold  
78 within the State of Mississippi.

79 It is further the intention of the Legislature that if such  
80 actions are taken by the Motor Vehicle Commission during Fiscal  
81 Year 2007, the executive director and commission members shall be  
82 held personally liable for repayment of any funds expended under  
83 the provisions of this act with said repayment to be made to the  
84 State General Fund. The Attorney General is hereby authorized and  
85 directed to undertake appropriate legal action to enforce the  
86 provisions of this act and to recover said funds.

87           **SECTION 4.** It is the intention of the Legislature that  
88 whenever two (2) or more bids are received by this agency for the  
89 purchase of commodities or equipment, and whenever all things  
90 stated in such received bids are equal with respect to price,  
91 quality and service, the Mississippi Industries for the Blind  
92 shall be given preference. A similar preference shall be given to  
93 the Mississippi Industries for the Blind whenever purchases are  
94 made without competitive bids.

95           **SECTION 5.** The money herein appropriated shall be paid by  
96 the State Treasurer out of any money in the State Treasury to the  
97 credit of the proper fund or funds as set forth in this act, upon  
98 warrants issued by the State Fiscal Officer; and the State Fiscal  
99 Officer shall issue his warrants upon requisitions signed by the  
100 proper person, officer or officers in the manner provided by law.

101           **SECTION 6.** This act shall take effect and be in force from  
102 and after July 1, 2006.