

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 3055**

**BY: Committee**

**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 Office of State Aid Road  
8 Construction Fund, for the purpose of defraying the expenses of  
9 the Office of State Aid Road Construction of the Mississippi  
10 Department of Transportation for the fiscal year beginning  
11 July 1, 2006, and ending June 30, 2007..... \$   118,775,598.00.

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.. \$       2,401,994.00  
19                   Travel and Subsistence.....                   38,959.00  
20                   Contractual Services.....                   325,000.00  
21                   Commodities.....                   50,000.00

22           Capital Outlay:

23                   Other Than Equipment.....                   0.00

24	Equipment.....	43,007.00
25	Subsidies, Loans and Grants.....	<u>115,916,638.00</u>
26	Total.....	\$ 118,775,598.00

27 FUNDING:

28	General Funds.....	\$ 0.00
29	Special Funds.....	<u>118,775,598.00</u>
30	Total.....	\$ 118,775,598.00

31 AUTHORIZED POSITIONS:

32	Permanent: Full Time.....	41
33	Part Time.....	1
34	Time-Limited: Full Time.....	0
35	Part Time.....	0

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

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

56 Services," the State Personnel Board determines that the agency  
57 has taken an action which would cause the agency to exceed this  
58 projected annual cost or the Fiscal Year 2007 "Personal Services"  
59 appropriated level, when annualized, then only those actions which  
60 reduce the projected annual cost and/or the appropriation  
61 requirement will be processed by the State Personnel Board until  
62 such time as the requirements of this provision are met.

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

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

76 **SECTION 3.** It is the intention of the Legislature that the  
77 Office of State Aid Road Construction shall maintain complete  
78 accounting and personnel records related to the expenditure of all  
79 funds appropriated under this act and that such records shall be  
80 in the same format and level of detail as maintained for Fiscal  
81 Year 2006. It is further the intention of the Legislature that  
82 the agency's budget request for Fiscal Year 2008 shall be  
83 submitted to the Joint Legislative Budget Committee in a format  
84 and level of detail comparable to the format and level of detail  
85 provided during the Fiscal Year 2007 budget request process.

86 **SECTION 4.** It is the intention of the Legislature that the  
87 Office of State Aid Road Construction shall have the authority to

88 accept, budget and expend funds, comprised of special funds to the  
89 office, not to exceed Thirty-five Million Dollars (\$35,000,000.00)  
90 for the purpose of replacement of structurally deficient bridges  
91 on the state's county roads. Such funds are to be escalated in  
92 accordance with procedures for federal fund escalations as  
93 established in Section 27-104-21, Mississippi Code of 1972, and  
94 expended for the purposes of performing such duties as set forth  
95 by law in accordance with applicable rules and regulations of the  
96 State Fiscal Officer.

97       **SECTION 5.** Of the funds appropriated in Section 1 of this  
98 act, the Office of State Aid Road Construction is authorized to  
99 reimburse Adams County in the amount of Five Hundred Thousand  
100 Dollars (\$500,000.00) from unobligated State Aid Road funds  
101 allocated to Adams County for the 2004 - 2007 term of office of  
102 members of the board of supervisors to match federal aid funds of  
103 the Surface Transportation Program administered by the Mississippi  
104 Department of Transportation for the project known as Government  
105 Fleet Road Extension that is designated as the Intermodal  
106 Connector Route 83, Adams County, Mississippi.

107       **SECTION 6.** It is the intention of the Legislature that none  
108 of the funds appropriated above shall be expended unless members  
109 of the Mississippi Senate and House of Representatives are  
110 notified at least five (5) days prior to a public ceremony  
111 announcing the award of any grant in their district or any public  
112 announcement or ceremony regarding the groundbreaking or opening  
113 of a facility, roadway or bridge for which the Legislature has  
114 made funds available. Any signage regarding any public event or  
115 any new facility, roadway or bridge shall include the following  
116 language: "Funds were made available for this project by the  
117 Mississippi State Legislature."

118       **SECTION 7.** It is the intention of the Legislature that the  
119 Office of State Aid Road Construction may accept, budget and

120 expend funds not to exceed Three Hundred Thousand Dollars  
121 (\$300,000.00) out of funds received from the Mississippi  
122 Development Authority as reimbursement for actual expenses  
123 incurred by the Office of State Aid Road Construction for  
124 administering and providing engineering services to political  
125 subdivisions as authorized under Section 65-4-15, Mississippi Code  
126 of 1972, subject to and in accordance with rules and regulations  
127 of the Department of Finance and Administration in a manner  
128 consistent with the escalation of federal funds. Any escalated  
129 funds shall be deposited into the Office of State Aid Roads  
130 Administrative Fund, a special fund hereby created in the State  
131 Treasury, for the fiscal year beginning July 1, 2006, and ending  
132 June 30, 2007.

133       **SECTION 8.** The office of State Aid Road Construction of the  
134 Mississippi Department of Transportation shall be exempt from any  
135 transfer of special funds into the State General Fund or the  
136 Budget Contingency Fund created in Section 27-103-301, that is  
137 directed or authorized by the Department of Finance and  
138 Administration or by the State Treasurer.

139       **SECTION 9.** It is the intention of the Legislature that  
140 whenever two (2) or more bids are received by this agency for the  
141 purchase of commodities or equipment, and whenever all things  
142 stated in such received bids are equal with respect to price,  
143 quality and service, the Mississippi Industries for the Blind  
144 shall be given preference. A similar preference shall be given to  
145 the Mississippi Industries for the Blind whenever purchases are  
146 made without competitive bids.

147       **SECTION 10.** The money herein appropriated shall be paid by  
148 the State Treasurer out of any money in the State Treasury to the  
149 credit of the proper fund or funds as set forth in this act, upon  
150 warrants issued by the State Fiscal Officer; and the State Fiscal

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

153         **SECTION 11.** This act shall take effect and be in force from  
154 and after July 1, 2006.