

Senate Amendments to House Bill No. 1568

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE 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 General Fund not otherwise appropriated, for the purpose of
8 defraying the expenses of the Department of Archives and History
9 for the fiscal year beginning July 1, 2006, and ending
10 June 30, 2007..... \$ 8,153,355.00.

11 **SECTION 2.** The following sum, or so much thereof as may be
12 necessary, is hereby appropriated out of any money in the special
13 fund in the State Treasury to the credit of the Department of
14 Archives and History which is comprised of special source funds
15 collected by or otherwise available to the department, for the
16 purpose of defraying the expenses of the department for the fiscal
17 year beginning July 1, 2006, and ending June 30, 2007.....
18 \$ 3,379,532.00.

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

23 **MAJOR OBJECTS OF EXPENDITURE:**

24 Personal Services:

25 Salaries, Wages and Fringe Benefits.. \$ 5,948,903.00
26 Travel and Subsistence..... 38,000.00
27 Contractual Services..... 2,876,644.00
28 Commodities..... 421,123.00

29 Capital Outlay:

30 Other Than Equipment..... 30,000.00

31	Equipment.....	62,594.00
32	Subsidies, Loans and Grants.....	<u>2,155,623.00</u>
33	Total.....	\$ 11,532,887.00

34 FUNDING:

35	General Funds.....	\$ 8,153,355.00
36	Special Funds.....	<u>3,379,532.00</u>
37	Total.....	\$ 11,532,887.00

38 AUTHORIZED POSITIONS:

39	Permanent: Full Time.....	126
40	Part Time.....	16
41	Time-Limited: Full Time.....	2
42	Part Time.....	0

43 Funds are provided herein to adjust the Variable Compensation
44 Plan to ensure that all full-time employees receive a pay increase
45 equal to the realignment component of the Variable Compensation
46 Plan or Twelve Hundred Dollars (\$1,200.00), whichever is greater,
47 beginning on July 1, 2006.

48 Pursuant to policies established by the State Personnel
49 Board, agency heads may, on a case by case basis and within funds
50 available, recommend equity salary adjustments to Fiscal Year 2006
51 agency appropriation acts where application of limitations result
52 in awarding one employee a salary increase greater than another
53 employee within the same agency, with the same job classification
54 series and greater longevity.

55 With the funds herein appropriated, it is the intention of
56 the Legislature that it shall be the agency's responsibility to
57 make certain that funds required to be appropriated for "Personal
58 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
59 funds appropriated for that purpose, unless programs or positions
60 are added to the agency's Fiscal Year 2008 budget by the
61 Mississippi Legislature. Based on data provided by the
62 Legislative Budget Office, the State Personnel Board shall
63 determine and publish the projected annual cost to fully fund all
64 appropriated positions in compliance with the provisions of this
65 act. It shall be the responsibility of the agency head to insure

66 that no single personnel action increases this projected annual
67 cost and/or the Fiscal Year 2007 appropriation for "Personal
68 Services" when annualized, with the exception of escalated funds.
69 If, at the time the agency takes any action to change "Personal
70 Services," the State Personnel Board determines that the agency
71 has taken an action which would cause the agency to exceed this
72 projected annual cost or the Fiscal Year 2007 "Personal Services"
73 appropriated level, when annualized, then only those actions which
74 reduce the projected annual cost and/or the appropriation
75 requirement will be processed by the State Personnel Board until
76 such time as the requirements of this provision are met.

77 Any transfers or escalations shall be made in accordance with
78 the terms, conditions and procedures established by law or
79 allowable under the terms set forth within this act. The State
80 Personnel Board shall not escalate positions without written
81 approval from the Department of Finance and Administration. The
82 Department of Finance and Administration shall not provide written
83 approval to escalate any funds for salaries and/or positions
84 without proof of availability of new or additional funds above the
85 appropriated level.

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

90 **SECTION 4.** It is the intention of the Legislature that the
91 Department of Archives and History shall maintain complete
92 accounting and personnel records related to the expenditure of all
93 funds appropriated under this act and that such records shall be
94 in the same format and level of detail as maintained for Fiscal
95 Year 2006. It is further the intention of the Legislature that
96 the agency's budget request for Fiscal Year 2008 shall be
97 submitted to the Joint Legislative Budget Committee in a format
98 and level of detail comparable to the format and level of detail
99 provided during the Fiscal Year 2007 budget request process.

100 **SECTION 5.** The Mississippi Department of Archives and
101 History is hereby authorized to accept and expend any grant,
102 donation or contribution from any individual, public or private
103 organization, or government entity for purposes of defraying the
104 operational costs of the department. Such grants, donations or
105 contributions shall be received and expended under the rules and
106 regulations of the Department of Finance and Administration in a
107 manner consistent with the escalation of federal funds.

108 **SECTION 6.** It is the intent of the Legislature that the
109 Mississippi Department of Archives and History shall charge the
110 maximum amount allowable for services rendered, consistent with
111 the cost of providing such services. The funds derived from these
112 charges shall be deposited into a special fund account in the
113 State Treasury to the credit of the Mississippi Department of
114 Archives and History.

115 **SECTION 7.** It is the intent of the Legislature that no part
116 of the funds herein appropriated shall be required to be used for
117 the payment of rent for the museum and public space in the State
118 Historical Museum, Old Capitol Restoration.

119 **SECTION 8.** In addition to all other sums herein
120 appropriated, the following sum, or so much thereof as may be
121 necessary, is hereby appropriated out of any funds from the Local
122 Government Records Fund in the State Treasury to defray the cost
123 of such program for the fiscal year beginning July 1, 2006, and
124 ending June 30, 2007..... \$ 80,516.00.

125 Of the funds appropriated in this section, not more than the
126 amounts set forth below shall be expended for the respective major
127 objects or purposes of expenditure:

128 MAJOR OBJECTS OF EXPENDITURE:

129 Personal Services:

130 Salaries, Wages and Fringe Benefits..	\$	72,661.00
131 Travel and Subsistence.....		900.00
132 Contractual Services.....		3,955.00
133 Commodities.....		1,300.00

134 Capital Outlay:

135	Other Than Equipment.....		0.00
136	Equipment.....		1,700.00
137	Subsidies, Loans and Grants.....		<u>0.00</u>
138	Total.....	\$	80,516.00

139 FUNDING:

140	General Funds.....	\$	0.00
141	Special Funds.....		<u>80,516.00</u>
142	Total.....	\$	80,516.00

143 AUTHORIZED POSITIONS:

144 Permanent: Full Time..... 1

145 Funds are provided herein to adjust the Variable Compensation
146 Plan to ensure that all full-time employees receive a pay increase
147 equal to the realignment component of the Variable Compensation
148 Plan or Twelve Hundred Dollars (\$1,200.00), whichever is greater,
149 beginning on July 1, 2006.

150 Pursuant to policies established by the State Personnel
151 Board, agency heads may, on a case by case basis and within funds
152 available, recommend equity salary adjustments to Fiscal Year 2006
153 agency appropriation acts where application of limitations result
154 in awarding one employee a salary increase greater than another
155 employee within the same agency, with the same job classification
156 series and greater longevity.

157 With the funds herein appropriated, it is the intention of
158 the Legislature that it shall be the agency's responsibility to
159 make certain that funds required to be appropriated for "Personal
160 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
161 funds appropriated for that purpose, unless programs or positions
162 are added to the agency's Fiscal Year 2008 budget by the
163 Mississippi Legislature. Based on data provided by the
164 Legislative Budget Office, the State Personnel Board shall
165 determine and publish the projected annual cost to fully fund all
166 appropriated positions in compliance with the provisions of this
167 act. It shall be the responsibility of the agency head to insure
168 that no single personnel action increases this projected annual
169 cost and/or the Fiscal Year 2007 appropriation for "Personal

170 Services" when annualized, with the exception of escalated funds.
171 If, at the time the agency takes any action to change "Personal
172 Services," the State Personnel Board determines that the agency
173 has taken an action which would cause the agency to exceed this
174 projected annual cost or the Fiscal Year 2007 "Personal Services"
175 appropriated level, when annualized, then only those actions which
176 reduce the projected annual cost and/or the appropriation
177 requirement will be processed by the State Personnel Board until
178 such time as the requirements of this provision are met.

179 Any transfers or escalations shall be made in accordance with
180 the terms, conditions and procedures established by law or
181 allowable under the terms set forth within this act. The State
182 Personnel Board shall not escalate positions without written
183 approval from the Department of Finance and Administration. The
184 Department of Finance and Administration shall not provide written
185 approval to escalate any funds for salaries and/or positions
186 without proof of availability of new or additional funds above the
187 appropriated level.

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

192 **SECTION 9.** Of the funds provided in Section 2, Two Million
193 Dollars (\$2,000,000.00) is provided to the Department of Archives
194 and History from the Mississippi Landmark Grant Fund as created in
195 House Bill No. 1082, Regular Session of 1999, to help support the
196 preservation of Mississippi Landmark Properties.

197 **SECTION 10.** It is the intention of the Legislature that the
198 Department of Archives and History is hereby authorized to accept,
199 budget and expend funds, not to exceed Five Hundred Thousand
200 Dollars (\$500,000.00), from special funds in the State Treasury to
201 the credit of the State Treasury fund created in Section
202 27-19-56.69(8), Mississippi Code of 1972, for the purpose of
203 paying the costs of repair and renovation of the New Capitol, the
204 Old Capitol, the Governor's Mansion, and the War Memorial

205 Building, in accordance with rules and regulations of the
206 Department of Finance and Administration in a manner consistent
207 with the escalation of federal funds.

208 **SECTION 11.** Of the funds provided under the provisions of
209 this act, One Hundred Ten Thousand Dollars (\$110,000.00) is
210 provided for the purpose of developing, maintaining and operating
211 Beauvoir Shrine, the last home of Jefferson Davis, the only
212 President of the Confederate States of America.

213 **SECTION 12.** It is the intention of the Legislature that the
214 Executive Director of the Department of Archives and History may
215 authorize increases in any major objects of expenditures in total
216 amounts not to exceed twenty-five percent (25%) of the
217 appropriated amount of each major object of expenditure, provided
218 that other major objects of expenditure are decreased by a
219 corresponding dollar amount. However, no transfers shall be
220 authorized which increase the major object of expenditure
221 "Salaries, Wages and Fringe Benefits."

222 **SECTION 13.** It is the intention of the Legislature that
223 whenever two (2) or more bids are received by this agency for the
224 purchase of commodities or equipment, and whenever all things
225 stated in such received bids are equal with respect to price,
226 quality and service, the Mississippi Industries for the Blind
227 shall be given preference. A similar preference shall be given to
228 the Mississippi Industries for the Blind whenever purchases are
229 made without competitive bids.

230 **SECTION 14.** The money herein appropriated shall be paid by
231 the State Treasurer out of any money in the State Treasury to the
232 credit of the proper fund or funds as set forth in this act, upon
233 warrants issued by the State Fiscal Officer; and the State Fiscal
234 Officer shall issue his warrants upon requisitions signed by the
235 proper person, officer or officers, in the manner provided by law.

236 **SECTION 15.** This act shall take effect and be in force from
237 and after July 1, 2006.

John O. Gilbert
Secretary of the Senate