

Senate Amendments to House Bill No. 1577

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:

4 **SECTION 1.** The following sum, or so much thereof as may be
5 necessary, is hereby appropriated out of any money in the State
6 General Fund not otherwise appropriated, to the Department of
7 Rehabilitation Services for the fiscal year beginning
8 July 1, 2006, and ending June 30, 2007..... \$ 9,154,665.00.

9 **SECTION 2.** The following sum, or so much thereof as may be
10 necessary, is hereby appropriated out of any money in any special
11 fund in the State Treasury to the credit of the Department of
12 Rehabilitation Services which is comprised of special source funds
13 collected by or otherwise available to the department for the
14 support of the various offices of the department, for the purpose
15 of defraying the expenses of the department for the fiscal year
16 beginning July 1, 2006, and ending June 30, 2007.....
17 \$ 125,065,074.00.

18 **SECTION 3.** Of the funds appropriated under the provisions of
19 Section 2, Five Million Seventy-one Thousand One Hundred Eighteen
20 Dollars (\$5,071,118.00) shall be derived from the Health Care
21 Expendable Fund created in Section 43-13-407, Mississippi Code of
22 1972. The above funds shall be allocated as follows:

23 Fully match all available federal
24 funds.....\$3,832,591.00
25 Independent Living Program which
26 includes the State Attendant
27 Care Program.....\$1,177,498.00
28 Deaf and hard of hearing.....\$ 61,029.00

29 **SECTION 4.** Of the funds appropriated under the provisions of
 30 Sections 1, 2 and 3, not more than the amounts set forth below
 31 shall be expended for the respective major objects or purposes of
 32 expenditure:

33 **OFFICE OF VOCATIONAL REHABILITATION**

34 MAJOR OBJECTS OF EXPENDITURE:

35 Personal Services:

36	Salaries, Wages and Fringe Benefits..	\$	20,350,201.00
37	Travel and Subsistence.....		634,000.00
38	Contractual Services.....		3,703,624.00
39	Commodities.....		276,592.00
40	Capital Outlay:		
41	Other Than Equipment.....		0.00
42	Equipment.....		352,426.00
43	Subsidies, Loans and Grants.....		<u>21,903,350.00</u>
44	Total.....	\$	47,220,193.00

45 FUNDING:

46	General Funds.....	\$	5,926,448.00
47	Special Funds.....		<u>41,293,745.00</u>
48	Total.....	\$	47,220,193.00

49 AUTHORIZED POSITIONS:

50	Permanent:		
	Full Time.....		393
51	Part Time.....		7
52	Time-Limited:		
	Full Time.....		77
53	Part Time.....		2

54 **OFFICE OF DISABILITY DETERMINATION SERVICES**

55 MAJOR OBJECTS OF EXPENDITURE:

56 Personal Services:

57	Salaries, Wages and Fringe Benefits..	\$	12,172,353.00
58	Travel and Subsistence.....		185,000.00
59	Contractual Services.....		7,987,360.00
60	Commodities.....		523,390.00
61	Capital Outlay:		
62	Other Than Equipment.....		0.00
63	Equipment.....		810,000.00

64	Subsidies, Loans and Grants.....		<u>10,788,445.00</u>
65	Total.....	\$	32,466,548.00

66 FUNDING:

67	General Funds.....	\$	0.00
68	Special Funds.....		<u>32,466,548.00</u>
69	Total.....	\$	32,466,548.00

70 AUTHORIZED POSITIONS:

71	Permanent: Full Time.....	210
72	Part Time.....	20
73	Time-Limited: Full Time.....	54
74	Part Time.....	0

75 **OFFICE OF VOCATIONAL REHABILITATION FOR THE BLIND**

76 MAJOR OBJECTS OF EXPENDITURE:

77 Personal Services:

78	Salaries, Wages and Fringe Benefits..	\$	3,578,360.00
79	Travel and Subsistence.....		131,514.00
80	Contractual Services.....		803,130.00
81	Commodities.....		71,449.00
82	Capital Outlay:		
83	Other Than Equipment.....		12,000.00
84	Equipment.....		178,827.00
85	Subsidies, Loans and Grants.....		<u>7,092,740.00</u>
86	Total.....	\$	11,868,020.00

87 FUNDING:

88	General Funds.....	\$	1,200,677.00
89	Special Funds.....		<u>10,667,343.00</u>
90	Total.....	\$	11,868,020.00

91 AUTHORIZED POSITIONS:

92	Permanent: Full Time.....	74
93	Part Time.....	0
94	Time-Limited: Full Time.....	3
95	Part Time.....	1

96 The Office of Vocational Rehabilitation for the Blind shall
 97 remain accredited by using not more than Five Hundred Dollars
 98 (\$500.00) of the funds appropriated along with matching funds for

99 payment of fees to an accreditation agency recommended by the
100 Rehabilitation Services Administration.

101 **OFFICE OF SUPPORT SERVICES**

102 MAJOR OBJECTS OF EXPENDITURE:

103 Personal Services:

104	Salaries, Wages and Fringe Benefits..	\$	1,384,963.00
105	Travel and Subsistence.....		79,727.00
106	Contractual Services.....		368,199.00
107	Commodities.....		43,760.00
108	Capital Outlay:		
109	Other Than Equipment.....		0.00
110	Equipment.....		16,057.00
111	Subsidies, Loans and Grants.....		<u>73,000.00</u>
112	Total.....	\$	1,965,706.00

113 FUNDING:

114	General Funds.....	\$	0.00
115	Special Funds.....		<u>1,965,706.00</u>
116	Total.....	\$	1,965,706.00

117 AUTHORIZED POSITIONS:

118	Permanent:	Full Time.....	20
119		Part Time.....	0
120	Time-Limited:	Full Time.....	0
121		Part Time.....	0

122 **SPINAL CORD AND HEAD INJURY PROGRAM**

123 MAJOR OBJECTS OF EXPENDITURE:

124 Personal Services:

125	Salaries, Wages and Fringe Benefits..	\$	122,822.00
126	Travel and Subsistence.....		29,021.00
127	Contractual Services.....		71,828.00
128	Commodities.....		10,840.00
129	Capital Outlay:		
130	Other Than Equipment.....		0.00
131	Equipment.....		5,800.00
132	Subsidies, Loans and Grants.....		<u>13,286,749.00</u>
133	Total.....	\$	13,527,060.00

134	FUNDING:		
135	General Funds.....	\$	0.00
136	Special Funds.....		<u>13,527,060.00</u>
137	Total.....	\$	13,527,060.00

138 AUTHORIZED POSITIONS:

139	Permanent:	Full Time.....	3
140		Part Time.....	0
141	Time-Limited:	Full Time.....	0
142		Part Time.....	0

143 **SPECIAL DISABILITY PROGRAM**

144 MAJOR OBJECTS OF EXPENDITURE:

145	Personal Services:		
146	Salaries, Wages and Fringe Benefits..	\$	1,439,669.00
147	Travel and Subsistence.....		79,000.00
148	Contractual Services.....		248,308.00
149	Commodities.....		23,000.00
150	Capital Outlay:		
151	Other Than Equipment.....		0.00
152	Equipment.....		20,000.00
153	Subsidies, Loans and Grants.....		<u>25,362,235.00</u>
154	Total.....	\$	27,172,212.00

155 FUNDING:

156	General Funds.....	\$	2,027,540.00
157	Special Funds.....		<u>25,144,672.00</u>
158	Total.....	\$	27,172,212.00

159 AUTHORIZED POSITIONS:

160	Permanent:	Full Time.....	31
161		Part Time.....	0
162	Time-Limited:	Full Time.....	8
163		Part Time.....	0

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

169 Pursuant to policies established by the State Personnel
170 Board, agency heads may, on a case by case basis and within funds
171 available, recommend equity salary adjustments to Fiscal Year 2006
172 agency appropriation acts where application of limitations result
173 in awarding one employee a salary increase greater than another
174 employee within the same agency, with the same job classification
175 series and greater longevity.

176 With the funds herein appropriated, it is the intention of
177 the Legislature that it shall be the agency's responsibility to
178 make certain that funds required to be appropriated for "Personal
179 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
180 funds appropriated for that purpose, unless programs or positions
181 are added to the agency's Fiscal Year 2008 budget by the
182 Mississippi Legislature. Based on data provided by the
183 Legislative Budget Office, the State Personnel Board shall
184 determine and publish the projected annual cost to fully fund all
185 appropriated positions in compliance with the provisions of this
186 act. It shall be the responsibility of the agency head to insure
187 that no single personnel action increases this projected annual
188 cost and/or the Fiscal Year 2007 appropriation for "Personal
189 Services" when annualized, with the exception of escalated funds.
190 If, at the time the agency takes any action to change "Personal
191 Services," the State Personnel Board determines that the agency
192 has taken an action which would cause the agency to exceed this
193 projected annual cost or the Fiscal Year 2007 "Personal Services"
194 appropriated level, when annualized, then only those actions which
195 reduce the projected annual cost and/or the appropriation
196 requirement will be processed by the State Personnel Board until
197 such time as the requirements of this provision are met.

198 Any transfers or escalations shall be made in accordance with
199 the terms, conditions and procedures established by law or
200 allowable under the terms set forth within this act. The State
201 Personnel Board shall not escalate positions without written
202 approval from the Department of Finance and Administration. The
203 Department of Finance and Administration shall not provide written

204 approval to escalate any funds for salaries and/or positions
205 without proof of availability of new or additional funds above the
206 appropriated level.

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

211 It is the intention of the Legislature that the Executive
212 Director of the Department of Rehabilitation Services may transfer
213 between the various offices authorized herein both funds and
214 positions not to exceed twenty-five percent (25%) of the receiving
215 office in addition to any other transfers or escalations made in
216 accordance with Section 27-104-17(3), Mississippi Code of 1972,
217 Annotated. The Executive Director of the Department of
218 Rehabilitation Services shall submit written justification for the
219 transfer to the Legislative Budget Office and the Department of
220 Finance and Administration on or before the fifteenth of the month
221 prior to the effective date of the transfer. It is further the
222 intention of the Legislature that any transfers made under the
223 provisions of this paragraph shall be of an emergency nature and
224 that in no case shall the transfers be made which substantially
225 alter the legislative intent for the various offices as set forth
226 in the original appropriations made under this act.

227 **SECTION 5.** In addition to all other sums herein
228 appropriated, the following sum, or so much thereof as may be
229 necessary, is hereby appropriated out of any funds which are
230 received by or otherwise become available to the Mississippi
231 Department of Rehabilitation Services to provide funding for
232 construction grants and establishment grants for the fiscal year
233 beginning July 1, 2006, and ending June 30, 2007.....
234 \$ 4,000,000.00.

235 **SECTION 6.** It is the intention of the Legislature that the
236 Department of Rehabilitation Services shall maintain complete
237 accounting and personnel records related to the expenditure of all
238 funds appropriated under this act and that such records shall be

239 in the same format and level of detail as maintained for Fiscal
240 Year 2006. It is further the intention of the Legislature that
241 the agency's budget request for Fiscal Year 2008 shall be
242 submitted to the Joint Legislative Budget Committee in a format
243 and level of detail comparable to the format and level of detail
244 provided during the Fiscal Year 2007 budget request process.

245 **SECTION 7.** It shall be unlawful for any officer, employee or
246 other person whatsoever to use or permit or authorize the use of
247 any automobile or any other motor vehicle owned by the State of
248 Mississippi or any department, agency or institution thereof for
249 any purpose other than upon the official business of the State of
250 Mississippi or any agency, department or institution thereof.

251 It is the intent of the Legislature that motor vehicles
252 authorized to be owned and operated by this agency shall comply
253 with Sections 25-1-77 through 25-1-93, Mississippi Code of 1972.

254 **SECTION 8.** Of the funds in Sections 1, 2 and 3, the
255 Mississippi Department of Rehabilitation Services through the
256 Office of Vocational Rehabilitation for the Blind is authorized to
257 expend an amount not to exceed One Hundred Thousand Dollars
258 (\$100,000.00) for the National Federation for the Blind (NFB) News
259 line service to allow blind and visually impaired persons to
260 access newspapers through toll-free telephone calls.

261 **SECTION 9.** It is the intention of the Legislature that
262 whenever two (2) or more bids are received by this agency for the
263 purchase of commodities or equipment, and whenever all things
264 stated in such received bids are equal with respect to price,
265 quality and service, the Mississippi Industries for the Blind
266 shall be given preference. A similar preference shall be given to
267 the Mississippi Industries for the Blind whenever purchases are
268 made without competitive bids.

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

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

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

SS05\HB1577A.J

John O. Gilbert
Secretary of the Senate