

**Senate Amendments to House Bill No. 1580**

**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:**

6       **SECTION 1.** The following sum, or so much thereof as may be  
7 necessary, is hereby appropriated out of any money in the State  
8 Treasury to the credit of the Mississippi State Board of Nursing  
9 Home Administrators for the purpose of defraying the expenses of  
10 the board for the fiscal year beginning July 1, 2006, and ending  
11 June 30, 2007 ..... \$           139,669.00.

12       **SECTION 2.** With the funds appropriated under the provisions  
13 of Section 1, the following positions are authorized:

14       **AUTHORIZED POSITIONS:**

15	Permanent:	Full Time.....	1
16		Part Time.....	1
17	Time-Limited:	Full Time.....	0
18		Part Time.....	0

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

24       Pursuant to policies established by the State Personnel  
25 Board, agency heads may, on a case by case basis and within funds  
26 available, recommend equity salary adjustments to Fiscal Year 2006  
27 agency appropriation acts where application of limitations result  
28 in awarding one employee a salary increase greater than another  
29 employee within the same agency, with the same job classification  
30 series and greater longevity.

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

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

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

66           **SECTION 3.** It is the intention of the Legislature that the  
67 Mississippi State Board of Nursing Home Administrators shall  
68 maintain complete accounting and personnel records related to the  
69 expenditure of all funds appropriated under this act and that such  
70 records shall be in the same format and level of detail as  
71 maintained for Fiscal Year 2006. It is further the intention of  
72 the Legislature that the agency's budget request for Fiscal Year  
73 2008 shall be submitted to the Joint Legislative Budget Committee  
74 in a format and level of detail comparable to the format and level  
75 of detail provided during the Fiscal Year 2007 budget request  
76 process.

77           **SECTION 4.** It is the intention of the Legislature that the  
78 Mississippi State Board of Nursing Home Administrators deposit all  
79 revenue generated into a special fund in the State Treasury to the  
80 credit of the Mississippi State Board of Nursing Home  
81 Administrators and that all interest earned or deposited to the  
82 fund shall remain in the fund and not be paid into the State  
83 General Fund of Mississippi.

84           **SECTION 5.** It is the intention of the Legislature that  
85 whenever two (2) or more bids are received by this agency for the  
86 purchase of commodities or equipment, and whenever all things  
87 stated in such received bids are equal with respect to price,  
88 quality and service, the Mississippi Industries for the Blind  
89 shall be given preference. A similar preference shall be given to  
90 the Mississippi Industries for the Blind whenever purchases are  
91 made without competitive bids.

92           **SECTION 6.** The money herein appropriated shall be paid by  
93 the State Treasurer out of any money in the State Treasury to the  
94 credit of the proper fund or funds as set forth in this act, upon  
95 warrants issued by the State Fiscal Officer; and the State Fiscal  
96 Officer shall issue his warrants upon requisitions signed by the  
97 proper person, officer or officers, in the manner provided by law.

98           **SECTION 7.** This act shall take effect and be in force from  
99 and after July 1, 2006.

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John O. Gilbert  
Secretary of the Senate