

Senate Amendments to House Bill No. 1604

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 Real Estate Appraisal License Fund,
9 for the purpose of defraying the expenses of the Mississippi Real
10 Estate Appraiser Licensing and Certification Board for the fiscal
11 year beginning July 1, 2006, and ending June 30, 2007.....
12 \$ 406,035.00.

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

17 **MAJOR OBJECTS OF EXPENDITURE:**

18 Personal Services:

19 Salaries, Wages and Fringe Benefits.. \$ 215,413.00
20 Travel and Subsistence..... 35,000.00
21 Contractual Services..... 128,522.00
22 Commodities..... 19,300.00
23 Capital Outlay:
24 Other Than Equipment..... 0.00
25 Equipment..... 7,800.00
26 Subsidies, Loans and Grants..... 0.00
27 Total..... \$ 406,035.00

28 **AUTHORIZED POSITIONS:**

29 Permanent: Full Time..... 4
30 Part Time..... 0
31 Time-Limited: Full Time..... 0

32 Part Time..... 0

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

38 Pursuant to policies established by the State Personnel
39 Board, agency heads may, on a case by case basis and within funds
40 available, recommend equity salary adjustments to Fiscal Year 2006
41 agency appropriation acts where application of limitations result
42 in awarding one employee a salary increase greater than another
43 employee within the same agency, with the same job classification
44 series and greater longevity.

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

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

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

80 **SECTION 3.** It is the intention of the Legislature that the
81 Mississippi Real Estate Appraiser Licensing and Certification
82 Board shall maintain complete accounting and personnel records
83 related to the expenditure of all funds appropriated under this
84 act and that such records shall be in the same format and level of
85 detail as maintained for Fiscal Year 2006. It is further the
86 intention of the Legislature that the agency's budget request for
87 Fiscal Year 2008 shall be submitted to the Joint Legislative
88 Budget Committee in a format and level of detail comparable to the
89 format and level of detail provided during the Fiscal Year 2007
90 budget request process.

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

99 **SECTION 5.** The money herein appropriated shall be paid by
100 the State Treasurer out of any money in the State Treasury to the
101 credit of the proper fund or funds as set forth in this act, upon

102 warrants issued by the State Fiscal Officer; and the State Fiscal
103 Officer shall issue his warrants upon requisitions signed by the
104 proper person, officer or officers, in the manner provided by law.

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

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John O. Gilbert
Secretary of the Senate