

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 1561**

**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 General Fund not otherwise appropriated, for the support and  
8 maintenance of the Mississippi Library Commission and for carrying  
9 out the provisions of Section 39-3-107, Mississippi Code of 1972,  
10 for the fiscal year beginning July 1, 2006, and ending  
11 June 30, 2007..... \$     11,255,596.00.

12           **SECTION 2.** The following sum, or so much thereof as may be  
13 necessary, is hereby appropriated out of any money in the special  
14 fund in the State Treasury to the credit of the Mississippi  
15 Library Commission which is comprised of special source funds  
16 collected by or otherwise available to the commission, for the  
17 purpose of defraying the expenses of the commission for the fiscal  
18 year beginning July 1, 2006, and ending June 30, 2007.....  
19 ..... \$     2,836,381.00.

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

24 MAJOR OBJECTS OF EXPENDITURE:

25 Personal Services:

26	Salaries, Wages and Fringe Benefits..	\$	2,086,718.00
27	Travel and Subsistence.....		25,000.00
28	Contractual Services.....		804,281.00
29	Commodities.....		140,000.00
30	Capital Outlay:		
31	Other Than Equipment.....		0.00
32	Equipment.....		15,000.00
33	Subsidies, Loans and Grants.....		<u>11,020,978.00</u>
34	Total.....	\$	14,091,977.00

35 FUNDING:

36	General Funds.....	\$	11,255,596.00
37	Special Funds.....		<u>2,836,381.00</u>
38	Total.....	\$	14,091,977.00

39 AUTHORIZED POSITIONS:

40	Permanent:	Full Time.....	44
41		Part Time.....	0
42	Time-Limited:	Full Time.....	0
43		Part Time.....	0

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

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

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

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

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

91 Funds to be distributed to eligible public library systems  
92 under the Personnel Incentive Grants Program shall be paid  
93 quarterly in advance on or before September 30, December 31, March  
94 31 and June 30.

95 **SECTION 4.** It is the intention of the Legislature that the  
96 Mississippi Library Commission shall maintain complete accounting  
97 and personnel records related to the expenditure of all funds  
98 appropriated under this act and that such records shall be in the  
99 same format and level of detail as maintained for Fiscal Year  
100 2006. It is further the intention of the Legislature that the  
101 agency's budget request for Fiscal Year 2008 shall be submitted to  
102 the Joint Legislative Budget Committee in a format and level of  
103 detail comparable to the format and level of detail provided  
104 during the Fiscal Year 2007 budget request process.

105 **SECTION 5.** Of the funds appropriated under the provisions of  
106 Section 2, Four Hundred Ninety-three Thousand Eight Hundred  
107 Forty-seven Dollars (\$493,847.00) shall be derived from the  
108 Education Enhancement Fund deposited pursuant to Sections 27-65-75  
109 and 27-67-31, Mississippi Code of 1972.

110 **SECTION 6.** In compliance with the "Mississippi Performance  
111 Budget and Strategic Planning Act of 1994," it is the intent of  
112 the Legislature that the funds provided herein shall be utilized  
113 in the most efficient and effective manner possible to achieve the  
114 intended mission of this agency. Based on the funding authorized,  
115 this agency shall make every effort to attain the targeted  
116 performance measures provided below:

117		FY2007
118	<u>Performance Measures</u>	<u>Target</u>

119	Administrative Services	
120	Average Cost of Administering per Grant (\$)	200
121	Executive Director's Office	
122	Public Libraries Visited (Actions)	50
123	Library Aid	
124	Grants Provided (Grants)	250
125	MAGNOLIA Database searches (Queries)	2,000,000
126	Network Services	
127	Cost per hour for technical consulting (\$)	40
128	Public Services	
129	Attendees satisfaction rating of Continuing	
130	Education Program (% of Approval)	95
131	A reporting of the degree to which the performance targets	
132	set above have been or are being achieved shall be provided in the	
133	agency's budget request submitted to the Joint Legislative Budget	
134	Committee for Fiscal Year 2008.	

135       **SECTION 7.** It is the intention of the Legislature that the  
136 Mississippi Library Commission shall have the authority to  
137 escalate its budget and expend funds from any source not to exceed  
138 Three Million Dollars (\$3,000,000.00) in accordance with rules and  
139 regulations of the Department of Finance and Administration in a  
140 manner consistent with the escalation of federal funds.

141       **SECTION 8.** Of the funds appropriated herein, not less than  
142 One Million Eighty-six Thousand Three Hundred Forty Dollars  
143 (\$1,086,340.00) shall be expended for the Magnolia Database.

144       **SECTION 9.** It is the intention of the Legislature that the  
145 Executive Director of the Mississippi Library Commission may  
146 increase major objects of expenditure in total amounts not to  
147 exceed twenty-five percent (25%) of the appropriated amount of  
148 each major object of expenditure, provided that other major  
149 objects of expenditure are decreased by a corresponding dollar  
150 amount and provided the Executive Director of the Mississippi

151 Department of Finance and Administration also approves with  
152 written authorization. However, no transfers shall be authorized  
153 which increase the major object of expenditure "Salaries, Wages  
154 and Fringe Benefits."

155       **SECTION 10.** Of the funds appropriated herein, Three Million  
156 Two Hundred Eighty-six Thousand Nine Hundred Forty-four Dollars  
157 (\$3,286,944.00) is provided for the cost of health insurance for  
158 all full-time library staff members in each public library in  
159 Mississippi.

160       **SECTION 11.** It is the intention of the Legislature that  
161 whenever two (2) or more bids are received by this agency for the  
162 purchase of commodities or equipment, and whenever all things  
163 stated in such received bids are equal with respect to price,  
164 quality and service, the Mississippi Industries for the Blind  
165 shall be given preference. A similar preference shall be given to  
166 the Mississippi Industries for the Blind whenever purchases are  
167 made without competitive bids.

168       **SECTION 12.** The money herein appropriated shall be paid by  
169 the State Treasurer out of any money in the State Treasury to the  
170 credit of the proper fund or funds as set forth in this act, upon  
171 warrants issued by the State Fiscal Officer; and the State Fiscal  
172 Officer shall issue his warrants upon requisitions signed by the  
173 proper person, officer or officers, in the manner provided by law.

174       **SECTION 13.** This act shall take effect and be in force from  
175 and after July 1, 2006.