

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 1567**

**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, to the State Soil and  
8 Water Conservation Commission for the purpose of defraying the  
9 administrative expenses of the commission and carrying out the  
10 provisions of Section 69-27-1 et seq., Mississippi Code of 1972,  
11 for the fiscal year beginning July 1, 2006, and ending  
12 June 30, 2007..... \$           736,627.00.

13           **SECTION 2.** The following sum, or so much thereof as may be  
14 necessary, is hereby appropriated out of any money in the special  
15 fund in the State Treasury to the credit of the State Soil and  
16 Water Conservation Commission which is comprised of special source  
17 funds collected by or otherwise available to the commission, for  
18 the purpose of defraying the expenses of the commission for the  
19 fiscal year beginning July 1, 2006, and ending June 30, 2007.....  
20 ..... \$           3,302,150.00.

21           **SECTION 3.** Of the funds appropriated under the provisions of  
22 Section 1 and Section 2, not more than the amounts set forth below

23 shall be expended for the respective major objects or purposes of  
24 expenditure:

25 MAJOR OBJECTS OF EXPENDITURE:

26 Personal Services:

27	Salaries, Wages and Fringe Benefits..	\$	849,394.00
28	Travel and Subsistence.....		15,197.00
29	Contractual Services.....		877,641.00
30	Commodities.....		45,945.00
31	Capital Outlay:		
32	Other Than Equipment.....		0.00
33	Equipment.....		0.00
34	Subsidies, Loans and Grants.....		<u>2,250,600.00</u>
35	Total.....	\$	4,038,777.00

36 FUNDING:

37	General Funds.....	\$	736,627.00
38	Special Funds.....		<u>3,302,150.00</u>
39	Total.....	\$	4,038,777.00

40 AUTHORIZED POSITIONS:

41	Permanent:	Full Time.....	15
42		Part Time.....	0
43	Time-Limited:	Full Time.....	2
44		Part Time.....	0

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

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

55 employee within the same agency, with the same job classification  
56 series and greater longevity.

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

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

86 without proof of availability of new or additional funds above the  
87 appropriated level.

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

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

103 **SECTION 5.** The State Soil and Water Conservation Commission  
104 is hereby authorized to retain all funds generated from the sale  
105 of equipment. Any funds made available from the sale of equipment  
106 shall be deposited into the special fund in the State Treasury to  
107 the credit of the Soil and Water Conservation Commission and shall  
108 be used solely for the purpose of purchasing equipment.

109 **SECTION 6.** The State Soil and Water Conservation Commission  
110 is hereby authorized to receive, budget and expend any proceeds  
111 derived from the sale of bonds authorized in Section 69-27-331 et  
112 seq., Mississippi Code of 1972. All expenditures shall be in  
113 accordance with conditions provided in Section 69-27-331 et seq.,  
114 Mississippi Code of 1972.

115 **SECTION 7.** It is the intention of the Legislature that the  
116 Soil and Water Conservation Commission shall have the authority to  
117 escalate its budget and expend funds from any source not to exceed

118 Seven Hundred Fifty Thousand Dollars (\$750,000.00) in accordance  
119 with rules and regulations of the Department of Finance and  
120 Administration in a manner consistent with the escalation of  
121 federal funds.

122       **SECTION 8.** Of the funds appropriated in Section 1, it is the  
123 intention of the Legislature that an amount not to exceed  
124 Sixty-five Thousand Dollars (\$65,000.00) be used for the purpose  
125 of funding a Beaver Control Cost Share program. The Mississippi  
126 Soil and Water Conservation Commission shall promulgate rules and  
127 regulations for the establishment and operation of the program on  
128 a fund matching basis with the county unit of government. Funds  
129 not expended or encumbered in a county may be transferred to  
130 another county during the fiscal year. Only those funds  
131 specifically appropriated for the Beaver Control Cost Share  
132 program shall be used in any such program.

133       **SECTION 9.** It is the intention of the Legislature that  
134 whenever two (2) or more bids are received by this agency for the  
135 purchase of commodities or equipment, and whenever all things  
136 stated in such received bids are equal with respect to price,  
137 quality and service, the Mississippi Industries for the Blind  
138 shall be given preference. A similar preference shall be given to  
139 the Mississippi Industries for the Blind whenever purchases are  
140 made without competitive bids.

141       **SECTION 10.** The money herein appropriated shall be paid by  
142 the State Treasurer out of any money in the State Treasury to the  
143 credit of the proper fund or funds as set forth in this act, upon  
144 warrants issued by the State Fiscal Officer; and the State Fiscal  
145 Officer shall issue his warrants upon requisitions signed by the  
146 proper person, officer or officers, in the manner provided by law.

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