

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**House Bill No. 1600**

**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 Treasury to the credit of the Mississippi Auctioneers Commission  
8 for the purpose of defraying the expenses of the commission, for  
9 the fiscal year beginning July 1, 2006, and ending June 30, 2007.  
10 ..... \$           101,447.00.

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

13       **AUTHORIZED POSITIONS:**

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

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

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

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

52 Any transfers or escalations shall be made in accordance with  
53 the terms, conditions and procedures established by law or  
54 allowable under the terms set forth within this act. The State

55 Personnel Board shall not escalate positions without written  
56 approval from the Department of Finance and Administration. The  
57 Department of Finance and Administration shall not provide written  
58 approval to escalate any funds for salaries and/or positions  
59 without proof of availability of new or additional funds above the  
60 appropriated level.

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

65 Of the above funds, none may be expended by this act to  
66 provide for any regulatory authority over livestock auctioneers  
67 conducting sales for an individual of his own property.

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

78 **SECTION 4.** It is the intention of the Legislature that  
79 whenever two (2) or more bids are received by this agency for the  
80 purchase of commodities or equipment, and whenever all things  
81 stated in such received bids are equal with respect to price,  
82 quality and service, the Mississippi Industries for the Blind  
83 shall be given preference. A similar preference shall be given to  
84 the Mississippi Industries for the Blind whenever purchases are  
85 made without competitive bids.

86           **SECTION 5.** The money herein appropriated shall be paid by  
87 the State Treasurer out of any money in the State Treasury to the  
88 credit of the proper fund or funds as set forth in this act, upon  
89 warrants issued by the State Fiscal Officer; and the State Fiscal  
90 Officer shall issue his warrants upon requisitions signed by the  
91 proper person, officer or officers, in the manner provided by law.

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