

REPORT OF CONFERENCE COMMITTEE

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MR. SPEAKER AND MADAM PRESIDENT:

We, the undersigned conferees, have had under consideration the amendments to the following entitled BILL:

H. B. No. 1364: State funds; authorize Department of Mental Health to transfer funds among budgets and Arts Commission to escalate its budget.

We, therefore, respectfully submit the following report and recommendation:

- 1. That the Senate recede from its Amendment No. 1.
- 2. That the House and Senate adopt the following amendment:

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

19 **SECTION 1.** Section 4 of Chapter 3, Laws of 2006, is amended
20 as follows:

21 Section 4. With the funds appropriated under the provisions
22 of this act, the following positions are authorized:

23	Permanent:	Full Time.....	385
24		Part Time.....	0
25	Time-Limited:	Full Time.....	0
26		Part Time.....	0

27 The Executive Director of the Department of Mental Health
 28 shall have the authority to transfer not more than One Million Two
 29 Hundred Thousand Dollars (\$1,200,000.00) from general funds that
 30 were appropriated under Section 1 of Chapter 3, Laws of 2006, to
 31 the budget of the Mississippi State Hospital and reduce the budget
 32 of the mental health crisis centers by a corresponding amount.
 33 The executive director shall submit justification for such a
 34 transfer to the Director of the Legislative Budget Office and the
 35 Executive Director of the Department of Finance and Administration
 36 on or before the fifteenth day of the month preceding the month in
 37 which the transfer is to be made. However, notwithstanding any
 38 provision of this section to the contrary, the executive director
 39 shall not reduce funding at any crisis center below that which is

40 required to operate that crisis center at full funding of the
41 reasonable cost of operation at full capacity during fiscal year
42 2007.

43 **SECTION 2.** Section 4 of Chapter 107, Laws of 2006, is
44 amended as follows:

45 Section 4. Of the funds appropriated under the provisions of
46 Section 1 and authorized for expenditure under the provisions of
47 Section 2, not more than the amounts set forth below shall be
48 expended for the respective major objects or purposes of
49 expenditure:

50 **CENTRAL OFFICE**

51 MAJOR OBJECTS OF EXPENDITURE:

52 Personal Services:

53	Salaries, Wages and Fringe Benefits..	\$	5,850,825.00
54	Travel and Subsistence.....		260,600.00
55	Contractual Services.....		889,475.00
56	Commodities.....		143,860.00
57	Capital Outlay:		
58	Other Than Equipment.....		0.00
59	Equipment.....		45,000.00
60	Subsidies, Loans and Grants.....		<u>4,866,772.00</u>
61	Total.....	\$	12,056,532.00

62 FUNDING:

63	General Funds.....	\$	3,233,309.00
64	Special Funds.....		<u>8,823,223.00</u>
65	Total.....	\$	12,056,532.00

66 AUTHORIZED POSITIONS:

67	Permanent:	Full Time.....	79
68		Part Time.....	0
69	Time-Limited:	Full Time.....	21
70		Part Time.....	0

71 **SERVICE BUDGET**

72	MAJOR OBJECTS OF EXPENDITURE:	
73	Personal Services:	
74	Salaries, Wages and Fringe Benefits.. \$	0.00
75	Travel and Subsistence.....	0.00
76	Contractual Services.....	1,147,251.00
77	Commodities.....	0.00
78	Capital Outlay:	
79	Other Than Equipment.....	0.00
80	Equipment.....	0.00
81	Subsidies, Loans and Grants.....	<u>53,609,862.00</u>
82	Total..... \$	54,757,113.00

83	FUNDING:	
84	General Funds..... \$	19,442,993.00
85	Special Funds.....	<u>35,314,120.00</u>
86	Total..... \$	54,757,113.00

87	AUTHORIZED POSITIONS:	
88	Permanent: Full Time.....	0
89	Part Time.....	0
90	Time-Limited: Full Time.....	0
91	Part Time.....	0

EAST MISSISSIPPI STATE HOSPITAL

93	MAJOR OBJECTS OF EXPENDITURE:	
94	Personal Services:	
95	Salaries, Wages and Fringe Benefits.. \$	40,642,791.00
96	Travel and Subsistence.....	40,000.00
97	Contractual Services.....	3,234,112.00
98	Commodities.....	6,073,861.00
99	Capital Outlay:	
100	Other Than Equipment.....	25,000.00
101	Equipment.....	475,832.00
102	Subsidies, Loans and Grants.....	<u>3,200,000.00</u>
103	Total..... \$	53,691,596.00

104 FUNDING:

105 General Funds..... \$ 35,298,526.00

106 Special Funds..... 18,393,070.00

107 Total..... \$ 53,691,596.00

108 AUTHORIZED POSITIONS:

109 Permanent: Full Time..... 1,236

110 Part Time..... 4

111 Time-Limited: Full Time..... 102

112 Part Time..... 23

113 **ELLISVILLE STATE SCHOOL AND FARM**

114 MAJOR OBJECTS OF EXPENDITURE:

115 Personal Services:

116 Salaries, Wages and Fringe Benefits.. \$ 55,897,738.00

117 Travel and Subsistence..... 126,000.00

118 Contractual Services..... 4,653,109.00

119 Commodities..... 5,252,965.00

120 Capital Outlay:

121 Other Than Equipment..... 400,000.00

122 Equipment..... 489,344.00

123 Subsidies, Loans and Grants..... 15,532,898.00

124 Total..... \$ 82,352,054.00

125 FUNDING:

126 General Funds..... \$ 17,636,442.00

127 Special Funds..... 64,715,612.00

128 Total..... \$ 82,352,054.00

129 AUTHORIZED POSITIONS:

130 Permanent: Full Time..... 1,602

131 Part Time..... 31

132 Time-Limited: Full Time..... 54

133 Part Time..... 0

134 **MISSISSIPPI STATE HOSPITAL**

135 MAJOR OBJECTS OF EXPENDITURE:

136	Personal Services:		
137	Salaries, Wages and Fringe Benefits..	\$	91,729,672.00
138	Travel and Subsistence.....		62,989.00
139	Contractual Services.....		12,682,461.00
140	Commodities.....		10,903,836.00
141	Capital Outlay:		
142	Other Than Equipment.....		106,859.00
143	Equipment.....		437,036.00
144	Subsidies, Loans and Grants.....		<u>6,484,975.00</u>
145	Total.....	\$	122,407,828.00

146	FUNDING:		
147	General Funds.....	\$	82,059,876.00
148	Special Funds.....		<u>40,347,952.00</u>
149	Total.....	\$	122,407,828.00

150	AUTHORIZED POSITIONS:		
151	Permanent: Full Time.....	2,818	
152	Part Time.....	10	
153	Time-Limited: Full Time.....	203	
154	Part Time.....	0	

CENTRAL MISSISSIPPI RESIDENTIAL CENTER

156	MAJOR OBJECTS OF EXPENDITURE:		
157	Personal Services:		
158	Salaries, Wages and Fringe Benefits..	\$	3,971,408.00
159	Travel and Subsistence.....		9,460.00
160	Contractual Services.....		673,924.00
161	Commodities.....		618,638.00
162	Capital Outlay:		
163	Other Than Equipment.....		60,000.00
164	Equipment.....		55,953.00
165	Subsidies, Loans and Grants.....		<u>2,000.00</u>
166	Total.....	\$	5,391,383.00

167 FUNDING:

168	General Funds.....	\$	4,336,402.00
169	Special Funds.....		<u>1,054,981.00</u>
170	Total.....	\$	5,391,383.00

171 AUTHORIZED POSITIONS:

172	Permanent:	Full Time.....	153
173		Part Time.....	0
174	Time-Limited:	Full Time.....	13
175		Part Time.....	0

176 **BROOKHAVEN JUVENILE REHABILITATION FACILITY**

177 MAJOR OBJECTS OF EXPENDITURE:

178 Personal Services:

179	Salaries, Wages and Fringe Benefits..	\$	3,887,175.00
180	Travel and Subsistence.....		7,300.00
181	Contractual Services.....		584,389.00
182	Commodities.....		377,955.00
183	Capital Outlay:		
184	Other Than Equipment.....		7,000.00
185	Equipment.....		41,640.00
186	Subsidies, Loans and Grants.....		<u>6,000.00</u>
187	Total.....	\$	4,911,459.00

188 FUNDING:

189	General Funds.....	\$	4,864,209.00
190	Special Funds.....		<u>47,250.00</u>
191	Total.....	\$	4,911,459.00

192 AUTHORIZED POSITIONS:

193	Permanent:	Full Time.....	111
194		Part Time.....	0
195	Time-Limited:	Full Time.....	9
196		Part Time.....	0

197 **SPECIALIZED TREATMENT FACILITY**

198 MAJOR OBJECTS OF EXPENDITURE:

199 Personal Services:

200	Salaries, Wages and Fringe Benefits..	\$	3,748,915.00
201	Travel and Subsistence.....		12,257.00
202	Contractual Services.....		516,258.00
203	Commodities.....		345,121.00
204	Capital Outlay:		
205	Other Than Equipment.....		30,000.00
206	Equipment.....		64,138.00
207	Subsidies, Loans and Grants.....		<u>492,836.00</u>
208	Total.....	\$	5,209,525.00

209 FUNDING:

210	General Funds.....	\$	1,910,950.00
211	Special Funds.....		<u>3,298,575.00</u>
212	Total.....	\$	5,209,525.00

213 AUTHORIZED POSITIONS:

214	Permanent: Full Time.....	80
215	Part Time.....	0
216	Time-Limited: Full Time.....	0
217	Part Time.....	0

218 **DIVISION OF ALCOHOL AND DRUG ABUSE**

219 MAJOR OBJECTS OF EXPENDITURE:

220 Personal Services:

221	Salaries, Wages and Fringe Benefits..	\$	336,930.00
222	Travel and Subsistence.....		23,100.00
223	Contractual Services.....		48,827.00
224	Commodities.....		8,700.00
225	Capital Outlay:		
226	Other Than Equipment.....		0.00
227	Equipment.....		18,300.00
228	Subsidies, Loans and Grants.....		<u>4,700,000.00</u>
229	Total.....	\$	5,135,857.00

230 FUNDING:

231	General Funds.....	\$	0.00
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232	Special Funds.....		<u>5,135,857.00</u>
233	Total.....	\$	5,135,857.00

234 AUTHORIZED POSITIONS:

235	Permanent: Full Time.....	6
236	Part Time.....	0
237	Time-Limited: Full Time.....	0
238	Part Time.....	0

239 **BOSWELL REGIONAL CENTER**

240 MAJOR OBJECTS OF EXPENDITURE:

241 Personal Services:

242	Salaries, Wages and Fringe Benefits..	\$	20,829,292.00
243	Travel and Subsistence.....		45,000.00
244	Contractual Services.....		3,097,352.00
245	Commodities.....		2,304,374.00
246	Capital Outlay:		
247	Other Than Equipment.....		250,000.00
248	Equipment.....		320,176.00
249	Subsidies, Loans and Grants.....		<u>5,575,680.00</u>
250	Total.....	\$	32,421,874.00

251 FUNDING:

252	General Funds.....	\$	9,086,058.00
253	Special Funds.....		<u>23,335,816.00</u>
254	Total.....	\$	32,421,874.00

255 AUTHORIZED POSITIONS:

256	Permanent: Full Time.....	495
257	Part Time.....	3
258	Time-Limited: Full Time.....	110
259	Part Time.....	2

260 **NORTH MISSISSIPPI STATE HOSPITAL**

261 MAJOR OBJECTS OF EXPENDITURE:

262 Personal Services:

263	Salaries, Wages and Fringe Benefits..	\$	5,402,446.00
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264	Travel and Subsistence.....		30,000.00
265	Contractual Services.....		931,556.00
266	Commodities.....		1,132,191.00
267	Capital Outlay:		
268	Other Than Equipment.....		30,000.00
269	Equipment.....		71,000.00
270	Subsidies, Loans and Grants.....		<u>0.00</u>
271	Total.....	\$	7,597,193.00
272	FUNDING:		
273	General Funds.....	\$	6,666,193.00
274	Special Funds.....		<u>931,000.00</u>
275	Total.....	\$	7,597,193.00
276	AUTHORIZED POSITIONS:		
277	Permanent: Full Time.....	188	
278	Part Time.....	0	
279	Time-Limited: Full Time.....	3	
280	Part Time.....	0	
281	NORTH MISSISSIPPI REGIONAL CENTER		
282	MAJOR OBJECTS OF EXPENDITURE:		
283	Personal Services:		
284	Salaries, Wages and Fringe Benefits..	\$	39,329,933.00
285	Travel and Subsistence.....		115,300.00
286	Contractual Services.....		4,719,549.00
287	Commodities.....		5,640,525.00
288	Capital Outlay:		
289	Other Than Equipment.....		65,000.00
290	Equipment.....		830,511.00
291	Subsidies, Loans and Grants.....		<u>13,920,026.00</u>
292	Total.....	\$	64,620,844.00
293	FUNDING:		
294	General Funds.....	\$	10,637,267.00
295	Special Funds.....		<u>53,983,577.00</u>

296 Total..... \$ 64,620,844.00

297 AUTHORIZED POSITIONS:

298 Permanent: Full Time..... 980

299 Part Time..... 11

300 Time-Limited: Full Time..... 163

301 Part Time..... 12

302 HUDSPETH REGIONAL CENTER

303 MAJOR OBJECTS OF EXPENDITURE:

304 Personal Services:

305 Salaries, Wages and Fringe Benefits.. \$ 33,308,734.00

306 Travel and Subsistence..... 122,500.00

307 Contractual Services..... 4,109,425.00

308 Commodities..... 3,791,800.00

309 Capital Outlay:

310 Other Than Equipment..... 260,100.00

311 Equipment..... 339,900.00

312 Subsidies, Loans and Grants..... 11,949,031.00

313 Total..... \$ 53,881,490.00

314 FUNDING:

315 General Funds..... \$ 8,912,376.00

316 Special Funds..... 44,969,114.00

317 Total..... \$ 53,881,490.00

318 AUTHORIZED POSITIONS:

319 Permanent: Full Time..... 924

320 Part Time..... 28

321 Time-Limited: Full Time..... 42

322 Part Time..... 0

323 SOUTH MISSISSIPPI REGIONAL CENTER

324 MAJOR OBJECTS OF EXPENDITURE:

325 Personal Services:

326 Salaries, Wages and Fringe Benefits.. \$ 23,157,093.00

327 Travel and Subsistence..... 77,000.00

328	Contractual Services.....		3,736,164.00
329	Commodities.....		2,420,483.00
330	Capital Outlay:		
331	Other Than Equipment.....		102,500.00
332	Equipment.....		367,637.00
333	Subsidies, Loans and Grants.....		<u>5,842,459.00</u>
334	Total.....	\$	35,703,336.00
335	FUNDING:		
336	General Funds.....	\$	7,529,545.00
337	Special Funds.....		<u>28,173,791.00</u>
338	Total.....	\$	35,703,336.00
339	AUTHORIZED POSITIONS:		
340	Permanent: Full Time.....	582	
341	Part Time.....	8	
342	Time-Limited: Full Time.....	97	
343	Part Time.....	3	
344	SOUTH MISSISSIPPI STATE HOSPITAL		
345	MAJOR OBJECTS OF EXPENDITURE:		
346	Personal Services:		
347	Salaries, Wages and Fringe Benefits..	\$	5,109,310.00
348	Travel and Subsistence.....		11,000.00
349	Contractual Services.....		396,288.00
350	Commodities.....		102,635.00
351	Capital Outlay:		
352	Other Than Equipment.....		20,000.00
353	Equipment.....		51,202.00
354	Subsidies, Loans and Grants.....		<u>10,000.00</u>
355	Total.....	\$	5,700,435.00
356	FUNDING:		
357	General Funds.....	\$	5,314,712.00
358	Special Funds.....		<u>385,723.00</u>
359	Total.....	\$	5,700,435.00

360 AUTHORIZED POSITIONS:

361	Permanent:	Full Time.....	144
362		Part Time.....	0
363	Time-Limited:	Full Time.....	1
364		Part Time.....	0

365 Funds are provided herein to adjust the Variable Compensation
366 Plan to ensure that all full-time employees receive a pay increase
367 equal to the realignment component of the Variable Compensation
368 Plan or Fifteen Hundred Dollars (\$1,500.00), whichever is greater,
369 with not more than one-half (1/2) to be awarded on July 1, 2006,
370 with the remainder to be awarded on January 1, 2007.

371 With the funds herein appropriated, it is the intention of
372 the Legislature that it shall be the agency's responsibility to
373 make certain that funds required to be appropriated for "Personal
374 Services" for Fiscal Year 2008 do not exceed Fiscal Year 2007
375 funds appropriated for that purpose, unless programs or positions
376 are added to the agency's Fiscal Year 2008 budget by the
377 Mississippi Legislature. Based on data provided by the
378 Legislative Budget Office, the State Personnel Board shall
379 determine and publish the projected annual cost to fully fund all
380 appropriated positions in compliance with the provisions of this
381 act. It shall be the responsibility of the agency head to insure
382 that no single personnel action increases this projected annual
383 cost and/or the Fiscal Year 2007 appropriation for "Personal
384 Services" when annualized, with the exception of escalated funds.
385 If, at the time the agency takes any action to change "Personal
386 Services," the State Personnel Board determines that the agency
387 has taken an action which would cause the agency to exceed this
388 projected annual cost or the Fiscal Year 2007 "Personal Services"
389 appropriated level, when annualized, then only those actions which
390 reduce the projected annual cost and/or the appropriation

391 requirement will be processed by the State Personnel Board until
392 such time as the requirements of this provision are met.

393 Any transfers or escalations shall be made in accordance with
394 the terms, conditions and procedures established by law or
395 allowable under the terms set forth within this act. The State
396 Personnel Board shall not escalate positions without written
397 approval from the Department of Finance and Administration. The
398 Department of Finance and Administration shall not provide written
399 approval to escalate any funds for salaries and/or positions
400 without proof of availability of new or additional funds above the
401 appropriated level.

402 If the Executive Director of the Department of Mental Health
403 transfers general funds that were appropriated under Section 1 of
404 Chapter 3, Laws of 2006, to the budget of the Mississippi State
405 Hospital under the provisions of Section 1 of House Bill No. 1364,
406 2007 Regular Session, the executive director shall have the
407 authority to escalate the budget of the Mississippi State Hospital
408 under this section by the amount of general funds that were
409 transferred to that budget, not exceeding One Million Two Hundred
410 Thousand Dollars (\$1,200,000.00), in accordance with the rules and
411 regulations of the Department of Finance and Administration in a
412 manner consistent with the escalation of federal funds.

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

417 **SECTION 3.** Section 7 of Chapter 64, Laws of 2006, is amended
418 as follows:

419 Section 7. It is the intention of the Legislature that the
420 Mississippi Arts Commission shall have the authority to escalate
421 its budget and expend funds from any source available not to
422 exceed One Million Dollars (\$1,000,000.00), that may become

423 available to the commission in accordance with the rules and
424 regulations of the Department of Finance and Administration in a
425 manner consistent with the escalation of federal funds.

426 **SECTION 4.** Section 13 of Chapter 100, Laws of 2006, is
427 amended as follows:

428 Section 13. It is the intention of the Legislature that the
429 Executive Director of the Mississippi Emergency Management Agency
430 shall have authority to transfer not more than One Million Dollars
431 (\$1,000,000.00) from any general or special fund treasury fund and
432 major object budget category to another special or general fund
433 treasury fund and major object budget category accordingly under
434 the control of the Mississippi Emergency Management Agency. The
435 purpose of this authority is to more efficiently use available
436 cash reserves. It is further the intention of the Legislature
437 that the Executive Director of the Mississippi Emergency
438 Management Agency shall submit written justification for the
439 transfer to the Legislative Budget Office and the Department of
440 Finance and Administration on or before the fifteenth of the month
441 prior to the effective date of the transfer.

442 **SECTION 5.** This act shall take effect and be in force from
443 and after its passage.

**Further, amend by striking the title in its entirety and
inserting in lieu thereof the following:**

1 AN ACT TO AMEND SECTION 4 OF CHAPTER 3, LAWS OF 2006, TO
2 AUTHORIZE THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF MENTAL
3 HEALTH TO TRANSFER GENERAL FUNDS FROM THE APPROPRIATION TO THE
4 MENTAL HEALTH CRISIS CENTERS TO THE BUDGET OF THE MISSISSIPPI
5 STATE HOSPITAL AND REDUCE THE BUDGET OF THE CRISIS CENTERS BY A
6 CORRESPONDING AMOUNT; TO AMEND SECTION 4 OF CHAPTER 107, LAWS OF
7 2006, TO PROVIDE THAT IF THE EXECUTIVE DIRECTOR TRANSFERS GENERAL
8 FUNDS TO THE BUDGET OF THE MISSISSIPPI STATE HOSPITAL UNDER THE
9 PRECEDING PROVISION, THE EXECUTIVE DIRECTOR SHALL BE AUTHORIZED TO
10 ESCALATE THE BUDGET OF THE MISSISSIPPI STATE HOSPITAL BY THE
11 AMOUNT OF FUNDS THAT WERE TRANSFERRED TO THAT BUDGET; TO AMEND
12 SECTION 7 OF CHAPTER 64, LAWS OF 2006, TO INCREASE THE MAXIMUM
13 AMOUNT BY WHICH THE MISSISSIPPI ARTS COMMISSION MAY ESCALATE ITS
14 BUDGET; TO AMEND SECTION 13 OF CHAPTER 100, LAWS OF 2006, TO

15 INCREASE THE MAXIMUM AMOUNT THAT THE MISSISSIPPI EMERGENCY
16 MANAGEMENT AGENCY MAY TRANSFER AMONG TREASURY FUNDS AND BUDGET
17 CATEGORIES; AND FOR RELATED PURPOSES.

CONFEREES FOR THE HOUSE

X (SIGNED)
Stringer

X (SIGNED)
Read

X (SIGNED)
Brown

CONFEREES FOR THE SENATE

X (SIGNED)
Gordon

X (SIGNED)
Burton

X (SIGNED)
Dearing