## REPORT OF CONFERENCE COMMITTEE

## MADAM PRESIDENT AND MR. SPEAKER:

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

S. B. No. 3113: Appropriation; Judicial Performance Comm.

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

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

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 purpose of
8	defraying the expenses of the Commission on Judicial Performance
9	of the State of Mississippi for the fiscal year beginning
10	July 1, 2007, and ending June 30, 2008 \$ 379,941.00.
11	SECTION 2. The following sum, or so much thereof as may be
12	necessary, is hereby appropriated out of any money in the State
13	Treasury to the credit of the Commission on Judicial Performance,
14	for the purpose of defraying the expenses of the Commission on
15	Judicial Performance of the State of Mississippi for the fiscal
16	year beginning July 1, 2007, and ending June 30, 2008
17	\$ 197,093.00.
18	SECTION 3. With the funds appropriated under the provisions
19	of Sections 1 and 2, the following positions are authorized:
20	AUTHORIZED POSITIONS:
21	Permanent: Full Time 5
22	Part Time0
23	Time-Limited: Full Time
24	Part Time0
25	Any transfers or escalations shall be made in accordance with
26	the terms, conditions and procedures established by law.
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27	No general funds authorized to be expended herein shall be
28	used to replace federal funds and/or other special funds which are
29	being used for salaries authorized under the provisions of this
30	act and which are withdrawn and no longer available.
31	SECTION 4. It is the intention of the Legislature that the
32	Judicial Performance Commission shall maintain complete accounting
33	and personnel records related to the expenditure of all funds
34	appropriated under this act and that such records shall be in the
35	same format and level of detail as maintained for Fiscal Year
36	2007. It is further the intention of the Legislature that the
37	agency's budget request for Fiscal Year 2009 shall be submitted to
38	the Joint Legislative Budget Committee in a format and level of
39	detail comparable to the format and level of detail provided
40	during the Fiscal Year 2008 budget request process.
41	SECTION 5. It is the intention of the Legislature that
42	whenever two (2) or more bids are received by this agency for the
43	purchase of commodities or equipment, and whenever all things
44	stated in such received bids are equal with respect to price,
45	quality and service, the Mississippi Industries for the Blind
46	shall be given preference. A similar preference shall be given to
47	the Mississippi Industries for the Blind whenever purchases are
48	made without competitive bids.
49	SECTION 6. In addition to all other funds heretofore
50	appropriated, the following sum is hereby appropriated out of any
51	money in the State Treasury to the credit of the Mississippi
52	Commission on Judicial Performance for the purpose of funding
53	travel and the cost of additional hearings of the Commission for
54	the period beginning upon passage and through June 30, 2007
55	\$ 20,000.00
56	SECTION 7. The money herein appropriated shall be paid by
57	the State Treasurer out of any money in the State Treasury to the
58	credit of the proper fund or funds as set forth in this act, upon

- warrants issued by the State Fiscal Officer; and the State Fiscal 59
- 60 Officer shall issue his warrants upon requisitions signed by the
- proper person, officer or officers, in the manner provided by law. 61
- 62 SECTION 8. This act shall take effect and be in force from
- 63 and after July 1, 2007, except for Section 6 which shall take
- effect and be in force from and after its passage. 64

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

AN ACT MAKING AN APPROPRIATION FOR THE PURPOSE OF DEFRAYING 2 THE EXPENSES OF THE COMMISSION ON JUDICIAL PERFORMANCE OF THE STATE OF MISSISSIPPI FOR THE FISCAL YEARS 2007 AND 2008.

CONFEREES FOR THE SENATE CONFEREES FOR THE HOUSE

X (SIGNED) X (SIGNED) Gordon Stringer

X (SIGNED) X (SIGNED) Walls Coleman (29th)

X (SIGNED) (NOT SIGNED) Banks Turner