

**Adopted  
COMMITTEE AMENDMENT NO 1 PROPOSED TO**

**Senate Bill No. 3132**

**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 purpose of  
8 defraying the expenses of the Mississippi Gaming Commission, for  
9 the fiscal year beginning July 1, 2007, and ending  
10 June 30, 2008..... \$           3,751,443.00.

11           **SECTION 2.** The following sum, or so much thereof as may be  
12 necessary, is hereby appropriated out of any money in the special  
13 funds in the State Treasury to the credit of the Mississippi  
14 Gaming Commission which are collected by or otherwise become  
15 available for the purpose of defraying the expenses of the  
16 Commission for the fiscal year beginning July 1, 2007, and ending  
17 June 30, 2008..... \$           5,257,135.00.

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

22           MAJOR OBJECTS OF EXPENDITURE:

23           Personal Services:

24	Salaries, Wages and Fringe Benefits..	\$	6,030,913.00
25	Travel and Subsistence.....		350,000.00
26	Contractual Services.....		2,357,244.00
27	Commodities.....		107,961.00
28	Capital Outlay:		
29	Other Than Equipment.....		0.00
30	Equipment.....		28,549.00
31	Vehicles.....		33,611.00
32	Wireless Communication Devices.....		0.00
33	Subsidies, Loans and Grants.....		<u>100,300.00</u>
34	Total.....	\$	9,008,578.00

35 FUNDING:

36	General Funds.....	\$	3,751,443.00
37	Special Funds.....		<u>5,257,135.00</u>
38	Total.....	\$	9,008,578.00

39 AUTHORIZED POSITIONS:

40	Permanent:	Full Time.....	118
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 One Thousand Five Hundred Dollars (\$1,500.00), whichever  
48 is greater.

49 With the funds herein appropriated, it is the intention of  
50 the Legislature that it shall be the agency's responsibility to  
51 make certain that funds required to be appropriated for "Personal  
52 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008  
53 funds appropriated for that purpose, unless programs or positions  
54 are added to the agency's Fiscal Year 2009 budget by the  
55 Mississippi Legislature. Based on data provided by the

56 Legislative Budget Office, the State Personnel Board shall  
57 determine and publish the projected annual cost to fully fund all  
58 appropriated positions in compliance with the provisions of this  
59 act. It shall be the responsibility of the agency head to insure  
60 that no single personnel action increases this projected annual  
61 cost and/or the Fiscal Year 2008 appropriation for "Personal  
62 Services" when annualized, with the exception of escalated funds.  
63 If, at the time the agency takes any action to change "Personal  
64 Services," the State Personnel Board determines that the agency  
65 has taken an action which would cause the agency to exceed this  
66 projected annual cost or the Fiscal Year 2008 "Personal Services"  
67 appropriated level, when annualized, then only those actions which  
68 reduce the projected annual cost and/or the appropriation  
69 requirement will be processed by the State Personnel Board until  
70 such time as the requirements of this provision are met.

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

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

84 The agency shall not take any action to promote or otherwise  
85 award salary increases through reallocation, reclassification,  
86 realignment, education benchmark, career ladder, or any other  
87 means to increase salaries of employees or positions unless

88 specifically exempted by the following conditions: the award of  
89 teacher pay increases, the advancement of a trainee/cadet to the  
90 next level of a bona fide career ladder, the award of an  
91 educational benchmark for the attainment of Certified Public  
92 Accountant License or higher level professional certification as  
93 determined by the State Personnel Board, the immediate replacement  
94 of a departing employee with an individual from within state  
95 service or a new hire at a salary level equivalent to that of the  
96 departing employee, and the emergency appointment of nurses,  
97 pharmacists or other health care professionals at a salary to be  
98 determined by the State Personnel Board, unless otherwise  
99 authorized in this act.

100       **SECTION 4.** Of the funds appropriated in Section 2, One  
101 Hundred Thousand Dollars (\$100,000.00) is hereby authorized to be  
102 transferred to the Mississippi Council on Compulsive Gambling, a  
103 nonprofit organization.

104       **SECTION 5.** It is the intention of the Legislature that  
105 whenever two (2) or more bids are received by this agency for the  
106 purchase of commodities or equipment, and whenever all things  
107 stated in such received bids are equal with respect to price,  
108 quality and service, the Mississippi Industries for the Blind  
109 shall be given preference. A similar preference shall be given to  
110 the Mississippi Industries for the Blind whenever purchases are  
111 made without competitive bids.

112       **SECTION 6.** It is the intention of the Legislature that the  
113 Mississippi Gaming Commission shall have the authority to escalate  
114 and expend funds from any proceeds arising from the participation  
115 in seizures of illegal gaming activities not to exceed One Hundred  
116 Fifty Thousand Dollars (\$150,000.00).

117       **SECTION 7.** The money herein appropriated shall be paid by  
118 the State Treasurer out of any money in the State Treasury to the  
119 credit of the proper fund or funds as set forth in this act, upon

120 warrants issued by the State Fiscal Officer; and the State Fiscal  
121 Officer shall issue his warrants upon requisitions signed by the  
122 proper person, officer or officers in the manner provided by law.

123         **SECTION 8.** This act shall take effect and be in force from  
124 and after July 1, 2007.