

Senate Amendments to House Bill No. 1660

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

AMENDMENT NO. 1

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 Veterans Memorial
8 Stadium Fund, for the purpose of defraying the expenses of the
9 Mississippi Veterans Memorial Stadium Commission for the fiscal
10 year beginning July 1, 2007, and ending June 30, 2008.....
11 \$ 1,538,467.00.

12 In addition to the funds appropriated herein, the Mississippi
13 Veterans Memorial Stadium Commission is hereby authorized to
14 disburse to participating institutions, agencies or departments
15 their shares or divisions of gate receipts.

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

20 **MAJOR OBJECTS OF EXPENDITURE:**

21 Personal Services:

| | | |
|--|----|------------|
| 22 Salaries, Wages and Fringe Benefits.. | \$ | 506,267.00 |
| 23 Travel and Subsistence..... | | 4,000.00 |
| 24 Contractual Services..... | | 595,000.00 |
| 25 Commodities..... | | 350,000.00 |
| 26 Capital Outlay: | | |
| 27 Other Than Equipment..... | | 0.00 |
| 28 Equipment..... | | 75,200.00 |
| 29 Vehicles..... | | 0.00 |
| 30 Wireless Communication Devices..... | | 5,000.00 |

31 Subsidies, Loans and Grants..... 3,000.00
 32 Total..... \$ 1,538,467.00

33 FUNDING:

34 General Funds..... \$ 0.00
 35 Special Funds..... 1,538,467.00
 36 Total..... \$ 1,538,467.00

37 AUTHORIZED POSITIONS:

38 Permanent: Full Time..... 9
 39 Part Time..... 0
 40 Time-Limited: Full Time..... 0
 41 Part Time..... 0

42 Funds are provided herein to adjust the Variable Compensation
 43 Plan to ensure that all full-time employees receive a pay increase
 44 equal to the realignment component of the Variable Compensation
 45 Plan or One Thousand Dollars (\$1,000.00), or Three Percent (3%)
 46 whichever is greater, to be awarded on July 1, 2007.

47 With the funds herein appropriated, it is the intention of
 48 the Legislature that it shall be the agency's responsibility to
 49 make certain that funds required to be appropriated for "Personal
 50 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
 51 funds appropriated for that purpose, unless programs or positions
 52 are added to the agency's Fiscal Year 2009 budget by the
 53 Mississippi Legislature. Based on data provided by the
 54 Legislative Budget Office, the State Personnel Board shall
 55 determine and publish the projected annual cost to fully fund all
 56 appropriated positions in compliance with the provisions of this
 57 act. It shall be the responsibility of the agency head to insure
 58 that no single personnel action increases this projected annual
 59 cost and/or the Fiscal Year 2008 appropriation for "Personal
 60 Services" when annualized, with the exception of escalated funds.
 61 If, at the time the agency takes any action to change "Personal
 62 Services," the State Personnel Board determines that the agency
 63 has taken an action which would cause the agency to exceed this
 64 projected annual cost or the Fiscal Year 2008 "Personal Services"
 65 appropriated level, when annualized, then only those actions which

66 reduce the projected annual cost and/or the appropriation
67 requirement will be processed by the State Personnel Board until
68 such time as the requirements of this provision are met.

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

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

82 The agency shall not take any action to promote or otherwise
83 award salary increases through reallocation, reclassification,
84 realignment, education benchmark, career ladder, or any other
85 means to increase salaries of employees or positions unless
86 specifically exempted by the following conditions: the award of
87 teacher pay increases, the advancement of a trainee/cadet to the
88 next level of a bona fide career ladder, the award of an
89 educational benchmark for the attainment of Certified Public
90 Accountant License or higher level professional certification as
91 determined by the State Personnel Board, the immediate replacement
92 of a departing employee with an individual from within state
93 service or a new hire at a salary level equivalent to that of the
94 departing employee, and the emergency appointment of nurses,
95 pharmacists or other health care professionals at a salary to be
96 determined by the State Personnel Board, unless otherwise
97 authorized in this act.

98 **SECTION 3.** It is the intention of the Legislature that the
99 Mississippi Veterans Memorial Stadium Commission shall have the
100 authority to receive, budget and expend funds from any source not

101 to exceed Three Hundred Thousand Dollars (\$300,000.00) in
102 accordance with rules and regulations of the Department of Finance
103 and Administration in a manner consistent with the escalation of
104 federal funds.

105 **SECTION 4.** It is the intention of the Legislature that the
106 Mississippi Veterans Memorial Stadium Commission shall maintain
107 complete accounting and personnel records related to the
108 expenditure of all funds appropriated under this act and that such
109 records shall be in the same format and level of detail as
110 maintained for Fiscal Year 2007. It is further the intention of
111 the Legislature that the agency's budget request for Fiscal Year
112 2009 shall be submitted to the Joint Legislative Budget Committee
113 in a format and level of detail comparable to the format and level
114 of detail provided during the Fiscal Year 2008 budget request
115 process.

116 **SECTION 5.** It is the intention of the Legislature that
117 whenever two (2) or more bids are received by this agency for the
118 purchase of commodities or equipment, and whenever all things
119 stated in such received bids are equal with respect to price,
120 quality and service, the Mississippi Industries for the Blind
121 shall be given preference. A similar preference shall be given to
122 the Mississippi Industries for the Blind whenever purchases are
123 made without competitive bids.

124 **SECTION 6.** The money herein appropriated shall be paid by
125 the State Treasurer out of any money in the State Treasury to the
126 credit of the proper fund or funds as set forth in this act, upon
127 warrants issued by the State Fiscal Officer; and the State Fiscal
128 Officer shall issue his warrants upon requisitions signed by the
129 proper person, officer or officers, in the manner provided by law.

130 **SECTION 7.** This act shall take effect and be in force from
131 and after July 1, 2007.

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John O. Gilbert
Secretary of the Senate