

Senate Amendments to House Bill No. 1665

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 special
7 fund in the State Treasury to the credit of the State Board of
8 Agricultural Aviation, for the purpose of defraying the expenses
9 of the board for the fiscal year beginning July 1, 2007, and
10 ending June 30, 2008..... \$ 191,328.00.

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

AUTHORIZED POSITIONS:

14	Permanent:	Full Time.....	2
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 One Thousand Dollars (\$1,000.00), or Three Percent (3%)
22 whichever is greater, to be awarded on July 1, 2007.

23 With the funds herein appropriated, it is the intention of
24 the Legislature that it shall be the agency's responsibility to
25 make certain that funds required to be appropriated for "Personal
26 Services" for Fiscal Year 2009 do not exceed Fiscal Year 2008
27 funds appropriated for that purpose, unless programs or positions
28 are added to the agency's Fiscal Year 2009 budget by the
29 Mississippi Legislature. Based on data provided by the
30 Legislative Budget Office, the State Personnel Board shall

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

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

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

The agency shall not take any action to promote or otherwise award salary increases through reallocation, reclassification, realignment, education benchmark, career ladder, or any other means to increase salaries of employees or positions unless specifically exempted by the following conditions: the award of teacher pay increases, the advancement of a trainee/cadet to the next level of a bona fide career ladder, the award of an educational benchmark for the attainment of Certified Public

66 Accountant License or higher level professional certification as
67 determined by the State Personnel Board, the immediate replacement
68 of a departing employee with an individual from within state
69 service or a new hire at a salary level equivalent to that of the
70 departing employee, and the emergency appointment of nurses,
71 pharmacists or other health care professionals at a salary to be
72 determined by the State Personnel Board, unless otherwise
73 authorized in this act.

74 **SECTION 3.** It is the intention of the Legislature that the
75 State Board of Agricultural Aviation shall maintain complete
76 accounting and personnel records related to the expenditure of all
77 funds appropriated under this act and that such records shall be
78 in the same format and level of detail as maintained for Fiscal
79 Year 2007. It is further the intention of the Legislature that
80 the agency's budget request for Fiscal Year 2009 shall be
81 submitted to the Joint Legislative Budget Committee in a format
82 and level of detail comparable to the format and level of detail
83 provided during the Fiscal Year 2008 budget request process.

84 **SECTION 4.** It is the intention of the Legislature that the
85 State Board of Agricultural Aviation is hereby authorized to
86 accept, budget and expend funds from donations, grants and any
87 special source funds in accordance with rules and regulations of
88 the Department of Finance and Administration in a manner
89 consistent with the escalation of federal funds.

90 **SECTION 5.** It is the intention of the Legislature that
91 whenever two (2) or more bids are received by this agency for the
92 purchase of commodities or equipment, and whenever all things
93 stated in such received bids are equal with respect to price,
94 quality and service, the Mississippi Industries for the Blind
95 shall be given preference. A similar preference shall be given to
96 the Mississippi Industries for the Blind whenever purchases are
97 made without competitive bids.

98 **SECTION 6.** The money herein appropriated shall be paid by
99 the State Treasurer out of any money in the State Treasury to the
100 credit of the proper fund or funds as set forth in this act, upon

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

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

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John O. Gilbert
Secretary of the Senate